BILLERICA ANNUAL *Report*

1993

For Reference

Not to be taken from this room

Cover by
Derek O'Brien
Shawsheen Tech

TOWN OF BILLERICA
ANNUAL REPORT
1993

GOVERNMENT

Accuforms, Inc.
100 Washington Street
Braintree, MA 02184

1993
IN MEMORIAM

SIDNEY G. ABBOT
Deceased: April 6, 1993
Town Meeting Member: 1956 — 1957

SHIRLEY E. CLARKE
Deceased: March 25, 1993
Precinct Election Officer
Census Taker

HENRY F. COLLINS
Deceased: September 2, 1993
School Committee Member: 1940 — 1958
Elementary School Building Committee: 1956 — 1960
Town Meeting Member: 1956 — 1985
Principal Assessor: 1960 — 1979
Industrial Commission: 1960 — 1975
Apartment Study Committee: 1989 — 1971
Recreation Commission: 1971 — 1979
Council on Aging: 1987 — 1990
Bowers Fund: 1964 — 1993
Housing Authority: 1988 — 1993
Computer Study Committee: 1971 — 1974

PHILLIP COLLINS
Deceased: June 1, 1993
School Committee Member: 1945 — 1947
Playground Committee: 1945

MAJOR M. COUSENS
Deceased: January 29, 1993
Town Meeting Member: 1956 — 1975

JOHN M. FITZGERALD
Deceased: April 11, 1993
Billerica Fire Department: 1974 — 1992

PAUL F. FORD
Deceased: November 17, 1993
School Committee Member: 1971 — 1977
Billerica Planning Board: 1992 — 1993
Selectman: 1993 — 1993
Town Meeting Member: 1971 — 1976; 1991 — 1993

JAMES J. GALVIN, SR.
Deceased: October 3, 1993
Billerica Housing Authority: 1976 — 1989
Fire Station Building Committee: 1981 — 1986
Town Meeting Member: 1957 — 1972
Additional Municipal Space Committee: 1979 — 1980

PHILIP J. HEFFERNAN
Deceased: September 27, 1993
Teacher: Billerica School System: 1976 — 1993

ANNE MASTRULLO
Deceased: June 27, 1993
Confidential Secretary To Board of Selectmen: 1968 — 1980

LILLIAN V. MATTHEWS
Deceased: March 29, 1993
Town Meeting Member: 1959 — 1966
Election Precinct Officer: 1970 — 1993

RAYMOND F. MCCOLOUGH
Deceased: April 11, 1993
Town Meeting Member: 1956 — 1972; 1991 — 1993
Selectman: 1959 — 1964
Committee To Study Feasibility of Town Counsel: 1962
Sewerage & Drainage Committee: 1970
Moderator: 1973 — 1984
Industrial Commission: 1960 — 1984
Industrial Financing Committee: 1974 — 1993

EUGENE MCMAHON
Deceased: July 29, 1993
Custodian: Billerica School System 1972 — 1987
Constable: 1993

WILLIAM H. O'BRIEN, JR.
Deceased: October 29, 1993
Project Inspector: Marshall Middle School, Hajjar Elementary School,
New Addition/Billerica Memorial High School,
Maintenance Supervisor: Billerica Public Schools: 1975 — 1991

HARRIET L. O'CONNELL
Deceased: September 4, 1993
Billerica Police Department: 1960 — 1986
Precinct Election Officer

ELAINE M. SAUNDERS
Deceased: March 30, 1993
Council on Aging: 1979 — 1985
Finance Committee: 1992 — 1993

GUY J. SERGI
Deceased: January 16, 1993
Town Meeting Member: 1964 — 1965

ELEANOR A. WAIN
Deceased: March 16, 1993
Teacher: Billerica Public Schools: 1928 — 1971

GENERAL INFORMATION

NEW TOWN HALL:
365 Boston Rd., Billerica, MA 01821

TOWN HALL HOURS: 8:30 A.M., 4:00 P.M.

AREA: 25.96 Square miles

ALTITUDE: 375 feet above sea level

INCORPORATED: May 1655

POPULATION: 37,029 (FEDERAL CENSUS)

DISTRICTS: Fifth-Congressional, Fifth Councillor, Second Essex and Middlesex Senatorial, 24th Middlesex Representative

U.S. Sen. Edward M. Kennedy (D)
Room 2400, J.F.K. Federal Building
Boston, MA. 02203

U.S. Sen. John Kerry (D)
Transportation Building
Room 3220, 10 Park Plaza
Boston, MA 02116

U.S. Rep. Edward J. Markey (D)
205 Cannon House Office Building
Washington, D.C. 20515
State Senator

John D. O'Brien
Room State House
Boston, MA 02133
State Representative

William G. Greene Jr.
Room State House
Boston, MA 02133

COUNCILLOR: John J. Markey, 246 Turnpike St .N. Andover, MA 01845 (Fifth Councillor)

QUALIFICATIONS FOR REGISTRATION AS A VOTER: ALL ELECTIONS:
Every citizen eighteen years of age and upwards, who has resided within the Town one day may claim the right to register to vote.

ALL ELECTIONS: Eighteen (18) years of age.

ABSENTEE VOTING: AT ALL ELECTIONS including Primaries

REGISTRATION; Monday through Friday 8:30 A.M. to 4:00 P.M. at the office of the Board of Registrars. Special sessions of Registrars held preceding elections.

ANNUAL ELECTION; First Saturday in April.

ANNUAL APPROPRIATION MEETING
(Spring) First Tuesday in May
(Fall) First Tuesday in October

PLANNING BOARD: Meet the 2nd and 4th Mondays of each month at 7:30 P.M.

SCHOOL COMMITTEE: Meet the 2nd and 4th Monday of each month at 8:00 P.M.

BOARD OF HEALTH: Meet the 1st and 3rd Wednesday of the month at 7:30 P.M.

BOARD OF APPEAL: Meet the 3rd Wednesday of each month at 7:00 P.M.

BOARD OF SELECTMEN Meet the 1st and 3rd Monday of the month at 7:30 P.M.

BOARD OF HEALTH: Householders shall report to the Board of Health all cases of communicable disease unless a physician is in attendance. Subsurface sanitary disposal systems installation and repair must be inspected by the Health Department.

DOG LICENSES: All dog licenses expire December 31st. A dog should be licensed when three (3) months old. FEES: Male/Female $11.00, Neutered Male/Spayed Female $7.00. Spaying or Neutering Certificates must be shown for first license and a valid rabies certificate must be shown every year before license can be issued, unless you have left the rabies certificate on file in the Town Clerk's Office.

PENALTY FEE: Any dog three (3) months of age or older not licensed by MARCH 10th, will have a $10.00 late fine added to the license fee per Town By-Laws, Article VI, Section 21, Sub-section 11.

TAX RATE: For Fiscal Year 1993
$12.29 per $1,000.00 residential
$30.20 per $1,000.00 commercial
$30.20 per $1,000.00 industrial

ELECTED TOWN OFFICIALS — 1993

		TERM EXPIRES
SELECTMEN:	Arthur L. Doyle, Chrm.	April, 1995
	Paul F. Ford, V. Chrm. Deceased 11/93	April, 1996
	Ralph M. Krau, Sec.	April, 1995
	Thomas H. Conway, Jr.	April, 1994
	Brion M. Cangiamila	April, 1996
MODERATOR:	Maureen M. Sullivan	April, 1994
TOWN CLERK:	Shirley E. Schult, CMC	April, 1996
BILLERICA HOUSING:	Elizabeth F. McCarthy, Chrm.	April, 1997
AUTHORITY	Walter F. Coakley, V. Chrm.	April, 1995
	John Daly, Jr.	April, 1996
	Henry F. Collins, Treas. deceased 9/93	April, 1994
	William Flaherty, appt. 10/93	April, 1994
	Dorothy L. Pearson (Governor's Appt.)	Aug. 26, 1996
	Carol A. Ford, Executive Director	
PLANNING BOARD:	Ruthanne Allen Bossi, Chrm.	April, 1996
	Daniel J. Hayes, V. Chrm.	April, 1995
	Marie P. Blanchette	April, 1995
	Salvatore A. Dampolo	April, 1995
	Dianne Bonnell	April, 1994
	John L. Noonan	April. 1996
	Paul Ford, resigned 4/93	
	Robert C. Norman, appt. 4/93	April, 1994
	Peter Kennedy — Town Planner	
SCHOOL COMMITTEE:	Maureen E. Collins-Rea, Chrm.	April, 1995
	Thomas F. Galligani, V. Chrm.	April, 1996
	Lawrence J. Grey	April, 1995
	Robert W. Keough	April, 1994
	Cosmo D. Cavicchio	April, 1996
	Dr. Robert J. Calabrese, Superintendent	
	Jerry Houghton, Superintendent of Business Affairs	
REGIONAL VOCATIONAL	Kenneth L. Buffum	April, 1994
SCHOOL COMMITTEE MEMBERS:	Bernard F. Hoar	April, 1996

APPOINTED TOWN OFFICIALS — 1993

TOWN ADMINISTRATOR:	Robert A. Mercier	
ASST. TOWN ADMIN:	Evelyn M. Haines	
TOWN ACCOUNTANT:	Ralph J. McKenna, retired 11/93	
	Valerie M. Connor, appt. 12/93	
TOWN COUNSEL:	Leonard Kopelman, Esq.	June 30, 1994
ASST. TOWN CLERK:	Position not funded in FY 94	

TREASURER/ TAX COLLECTOR:	Arthur M. Curtin, Jr., retired 6/93 David A. Genereux, appt. 7/93	 June 30, 1995
ASST. TREASURER:	Shirley Bedrick, resigned 12/7/93 Cheryl A. Robertson, appt. 12/8/93	 June 30, 1995
ASST. TAX COLLECTOR:	Laurie A. Machado, resigned 12/93 Shirley Bedrick, appt. 12/93	 June 30, 1995
ASSESSOR:	Maureen Hafner, resigned 5/93 Richard J. Scanlon, appt. 8/93	 June 30, 1996
ASSOCIATE ASSESSOR:	Carol A. Gibson, reappt. 7/93 Bruce E. Richardson	June 30, 1996 June 30, 1995
DIR OF BOARD OF HEALTH:	John W. Morris	
BOARD OF HEALTH:	Arnold M. Ventresca, Chrm. Wallace E. Mallett, V. Chrm. Marie O'Rourke, Sec. Robert W. Solomon Leonard Bram, M.D.	June 30, 1995 June 30, 1996 June 30, 1995 June 30, 1994 June 30, 1994
VETERAN'S AGENT:	Kenneth L. Buffum	
CEMETERY COMMISSION:	James W. Sargent, Jr. Chrm. David McLaughlin, V.Chrm. Ralph T. McDonald, Sec.	June 30, 1994 June 30, 1995 June 30, 1996
CONSTABLES:	John H. Harring David R. Laskey	June 30, 1994 June 30, 1994
FENCE VIEWER:	Ruthanne A. Bossi Malcolm P. McDowell	June 30, 1994 June 30, 1994
DOG OFFICER & ANIMAL INSPECTOR:	Harry E. Peary, Sr.	
STATE MIDDLESEX CANAL COMMISSION:	Marion E. Potter Charles E. Stearns	
DEPUTY DIRECTOR OF CIVIL DEFENSE:	Albert Donahue, Sr. Thomas Revane	
LOWELL REGIONAL TRANSPORTATION AUTHORITY:	Paul F. Ford, deceased 11/93	June 30, 1994
STATE FUNDED BIKEWAYS PROGRAM:	Board of Selectmen	
NMAC REPRESENTATIVE:	Arthur L. Doyle, Selectman Dianne Bonnell, Planning Board Ann M. Mulcahy, Alternate	June 30, 1994 June 30, 1994 June 30, 1994

SEALER OF WEIGHTS & MEASURES:	Alfred D. Laing	
BOARD OF REGISTRARS:	Donald H. Lovegrove, Chrm.	March 31,1995
	John G. Conway	March 31,1994
	Joseph M. Burke, Jr.	March 31,1995
POLICE CHIEF:	John M. Barretto, Jr.	
SAFETY OFFICER:	Michael Tammaro	
FIRE CHIEF:	Anthony E. Capaldo, Jr.	
DEPUTY FIRE CHIEF:	Glenn R. Sennett	
INSPECTOR OF BUILDINGS:	Ruthanne A. Bossi	
PLUMBING INSPECTOR:	Louis Stifano, part-time	
ELECTRICAL INSPECTOR:	Anthony Iovanna	
DIR. OF PUBLIC WORKS:	Richard A. Bento	
TOWN ENGINEER:	John Sanchez	
SUPT. OF SEWER:	Arthur Malcuit	
SUPT. OF HIGHWAYS:	David McLaughlin	
FAIR HOUSING DIR:	Evelyn Haines	
LOCAL AUCTION PERMIT AGENT:	Robert Mercier, Town Administrator	
PROCUREMENT OFFICER:	Robert Mercier	
SUPT. OF WATER:	John McGovern	

BOARDS, COMMISSIONS & COMMITTEES

ARTS COUNCIL

Nancy Emus	June 30, 1994
Elizabeth Caporale, appt. 7/1/93	June 30, 1995
Janie B. Lloyd, reappt. 7/1/93	June 30, 1995
Anne-Marie Norman, appt. 7/1/93	June 30, 1995
Nancy Volel, reappt. 7/1/93	June 30, 1995
Dorothea L. MacNeill, reappt. 7/1/93	June 30, 1995
Rosario Celeste	June 30, 1994
Karen Farmer	June 30, 1994
A. Kathleen Revane	June 30, 1994
Kathleen Brandt, resigned 1/93	June 30, 1993

BOARD OF APPEAL

John F. Gray, Jr., Chrm.	June 30, 1995
Joseph P. Shaw, V. Chrm.	June 30, 1994
Ralph J. McKenna	June 30, 1993
Doris M. Pearson	June 30, 1993
Donald Flynn	June 30, 1994
Ellen Sargent, Sec. appt 7/93	June 30, 1996
Michael J. Mulligan, Sr., appt. 7/93	June 30, 1996

ASSOCIATE MEMBERS:

Francis M. Fraine, appt. 7/93	June 30, 1996
Joseph H. Johnson, Sr.	June 30, 1994

CONSERVATION COMMISSION

Joanne M. Giovino, Chrm.	June 30, 1994
Diane J. DePaso, V. Chrm.	June 30, 1995
Crystal A. Card, Sec.	June 30, 1994
Norman J. Beloin, Jr., Treas., reappt. 7/93	June 30, 1996
Robert M. Donati, appt. 2/93	June 30, 1994
Walter W. Arakelian	June 30, 1995
Carol Ann Wood, appt. 7/93	June 30, 1996

ENVIRONMENTAL INVESTIGATOR

Martin W. Houlne

CONSTABLES

Kenneth E. Arsenault	June 30, 1994
Yvonne M. Rawson Bozek	June 30, 1994
Bernard A. Brouillette	June 30, 1995
Ronald Canty	June 30, 1995
David Desrochers	June 30, 1995
Sidney Horlink	June 30, 1996
Cheryle A. Laffey	June 30, 1994
Walter J. McAvoy, Sr.	June 30, 1994
Ellen R. McLaughlin	June 30, 1995
Eugene McMahon, deceased 7/93	June 30, 1995
Marsha Metzler	June 30, 1995
Harold F. Morang	June 30, 1994
David H. Muscovitz	June 30, 1995
Timothy W. Robbins	June 30, 1996
Richard R. Scienzo	June 30, 1995
Armand Soucy	June 30, 1994
Donald L. Stout	June 30, 1994
Henry E. Sullivan	June 30, 1994
John D. Uccello	June 30, 1994

COOK STREET STUDY COMMITTEE

John Barretto, Jr. Police Chief
Richard Bento, Director of Public Works
Anthony Capone, Resident of Cook Street
Arthur L. Doyle, Selectman
Peter Kennedy, Town Planner
Robert Mercier, Town Administrator
John Sanchez, Town Engineer
David McLaughlin, Supt. of Highways

COUNCIL ON AGING

Dorothy A. Cox. Chrm.	June 30, 1995
Alfred G. Zemgals	June 30, 1995
Dorothy A. Millette, appt. 1/93	June 30, 1994
Robert Thorlton, appt.1/93	June 30, 1994
Virginia Wrobel	June 30, 1994
Arlene L. Lessard, reappt. 7/93	June 30, 1996
Carolyn E. Lassiter, reappt. 7/93	June 30, 1996
Barbara A. Bourdon, resigned 1/93	June 30, 1994
Janie B. Lloyd, resigned 2/93	June 30, 1993

ALTERNATES

1. Louis E. Boudreau, 26 Shawsheen Road
2. Marie J. Boudreau, 26 Shawsheen Road
3. Billy E. Aldridge, 28 Shawsheen Road
4. Barbara Stankiewicz, 9 Henry Rd.
5. Shirley Terrill-Holdman, 129 Andover Road
6. Wildred Lahaie, 9 Kimbrough Road

EX-OFFICIO NON-VOTING MEMBERS:

Golden Agers; Senior Citizens of Billerica; Greenwood Sr. Citizens' Club; Carriage Club; Board of Health; Billerica Housing Chairman; Veterans' Services Agent, Kenneth Buffum

Coordinator for the Council on Aging — Chester D. Sewell

DEVELOPMENT & INDUSTRIAL COMMISSION

Arthur V. Tonini, Chrm.	June 30, 1995
Anthony R. Iovanna	June 30, 1995

Michele Fossey	June 30, 1994
Richard Vergato	June 30, 1994
Terry Roy Peterson	June 30, 1995
Paul P. Szymanski	June 30, 1995
Mark Hemenway	June 30, 1996

FAIR HOUSING COMMITTEE

Anthony Tufts	June 30, 1996
Donna Schultz	June 30, 1996
Carol A. Ford	June 30, 1993
Peter Kennedy, Town Planner	June 30, 1993

FINANCE COMMITTEE

Madeline T. Sargent, Chrm.	June 30, 1995
Alfred Pearson, Jr.	June 30, 1995
Anthony Barbere	June 30, 1994
Catherine Fleurant, resigned 12/93	June 30, 1994
John King	June 30, 1994
Joseph E. LeBlanc	June 30, 1994
Roger Biagiotti, Jr., re-appt. 7/93	June 30,1996
John Griffin, appt. 7/93	June 30, 1996
Christopher F. DeSimone, re-appt. 7/93	June 30, 1996
V. Diane Joy, re-appt. 7/93	June 30, 1996
Elaine Saunders, deceased 3/93	June 30, 1995
Brian Treanor, resigned 8/93	June 30, 1995

ALTERNATES

Ellen Day Rawlings, appt. 7/93	June 30, 1995
Natale J. Kammides, appt. 7/93	June 30, 1996

Member Ex-Officio: Ralph J. McKenna, Town Accountant

FARM ANIMAL STUDY COMMITTEE

Dianne Bonnell, Chrm.
Sidney Horlink, V. Chrm.
Michael DeBethencourt, Sec.
Donald MacDonald

GROWTH MANAGEMENT PLAN IMPLEMENTATION COMMITTEE

Daniel Hayes	Planning Board Appointee
Mary V. Wiroll	Board of Selectmen Appointee
Marie O'Rourke	Board of Health
Peter Kennedy	Town Planner
Lawrence J. Grey	Moderator's Appointee
Robert Lord	Moderator's Appointee
Lucille Albrecht	Moderator's Appointee

HANDICAPPED COMMISSION

Joseph Salvato	June 30, 1995
Maria Salvato	June 30, 1995
Norman Gallet	June 30, 1994
Barbara Allyn Bourdon, resigned 1/93	June 30, 1993
Mary V. Wiroll	June 30, 1996
Barry J. Dussault, Sr.	June 30, 1996
Eileen P. Langille	June 30, 1996
Helen G. Gentile	June 30, 1996

HISTORIC DISTRICT COMMITTEE

Susan P. Miller (Bd. of Realtor's Nom.)	June 30, 1996
Richard H. Young, II, Chrm.	June 30, 1996
David A. Kinsella	June 30, 1995
Debra Wolf (Historical Soc. Nom.)	June 30, 1994
Debra D. Fox	June 30, 1994
Terence H. O'Neil	June 30, 1995

ALTERNATES

Marie Dube	June 30, 1996
David A. Fitch	June 30, 1995
Scott O'Neil	June 30, 1995

Peter Kennedy, Town Planner — Member, Ex-Officio

HISTORICAL COMMISSION

Margaret B. Ingraham	June 30, 1995
Carol P. Bruyere	June 30, 1995
Elizabeth M. Cleary	June 30, 1995
Linda French	June 30, 1994
Charles Stearns, resigned 1/93	June 30, 1994
Peter R. Woodbury	June 30, 1994
Helen Knight, re-appt. 7/93	June 30, 1996
Virginia Maguire, re-appt 7/93	June 30, 1996

HOUSING PARTNERSHIP COMMITTEE

Ellen Sargent	June 30, 1995
Lorraine Lally	June 30, 1995
Paul Ford (Selectman's Appt.) resigned 8/93	June 30, 1996
Evelyn M. Haines	June 30, 1996
Christopher F. DeSimone	June 30, 1995
Walter Clark	June 30, 1995

Associate Member

David Allen Fitch	June 30, 1995

Alternate Member

Dorothy L. Pearson, appt. 2/93	June 30, 1996
Mary V. Wiroll	June 30, 1994

Robert A. Mercier, Town Administrator
Peter Kennedy, Town Planner, Ex-Officio Member

NOT A TOWN MEETING COMMITTEE

INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY

Bernard F. Hoar, Chrm.	June 30, 1994
Raymond F. McColough, deceased 4/93	June 30, 1994
Alan Arakelian, appt. 8/93	June 30, 1996
Robert Lord	June 30, 1996
Sandra J. Flesher, resigned 10/93	June 30, 1995
Donald F. MacDonald	June 30, 1995

MAP COMMITTEE

Lawrence R. DeBenedictis, Sec.
Dianne Bonnell

MUSEUM COMMITTEE

Helen Potter	June 30, 1994
Helen Knight	June 30, 1994
Rosario Celeste	June 30, 1994
Ralph Krau	June 30, 1994
Gordon C. Brainerd	June 30, 1994
Dorothea MacNeill	June 30, 1994
Thomas Galligani, resigned 8/93	June 30, 1994
Nancy Emus	June 30, 1994

OMBUDSMAN COMMITTEE

Sally Markarian	June 30, 1994
Richard Burtt	June 30, 1994
Gordon C. Brainerd	June 30, 1994
Carol Wood	June 30, 1994
Debra Crowley	June 30, 1994

PERSONNEL BOARD

Barbara Flynn	June 30, 1994
Charles L. Taylor	June 30, 1996
William Collins	June 30, 1996
Mark W. Hemenway	June 30, 1995
Ralph T. McDonald	June 30, 1995

PUBLIC LIBRARY BOARD OF TRUSTEES

Sandra Flesher	June 30, 1996
Thomas Vaughn	June 30, 1996
John Coyne, Chrm.	June 30, 1995
Ina I. Hakkila, resigned 8/93	June 30, 1995
Marion R. Murray	June 30, 1995
Diane M. Fowler	June 30,1994
Karen Miller	June 30, 1994
Devora Abramowitz	June 30, 1994
Christine Dendor Fanning	June 30, 1994

David A. Genereaux, Treasurer Barbara Flaherty, Librarian

RECREATION COMMISSION

Richard Boutwell	June 30, 1995
Daniel W. Barnhart	June 30, 1995
Linda J. Meyer	June 30, 1995
Sal Cognato	June 30, 1994
Margaret Hannon-Rizza	June 30, 1994
Donald R. Donati	June 30, 1996
John E. Bartlett	June 30, 1996
Anthony B. DeFraia	June 30, 1995
Addie Finley	June 30, 1995
John T. Colbert	June 30, 1996

Joseph Higgins, Jr. — Recreation Supervisor

RESIDENTS' EMPLOYMENT MONITORING COMMITTEE

Richard A. Bento	June 30, 1995
Ruthanne A. Bossi	June 30, 1995
Richard J. Vergato, Chrm.	June 30, 1995
Daniel Frobese	June 30, 1995
Mary V. Wiroll	June 30, 1995

SCHOLARSHIP FOUNDATION COMMITTEE

Deborah L. Krau, Chrm.	June 30, 1996
Carol A. Ouellette, V. Chrm.	June 30, 1995
Robert M. Wallask, Sec.	June 30, 1994
Maureen M. Sullivan, Treas.	June 30, 1994
Paula DeSimone	June 30, 1995
Mark W. Hemenway	June 30, 1994
Barbara Morrissey	June 30, 1994
Barbara G. Norman	June 30, 1995
Grace P. Morse	June 30, 1995
Ellen Day Rawlings	June 30, 1996
Eleanor H. Hoar	June 30, 1996
Evelyn M. Haines	June 30, 1996

Dr. Robert Calabrese — Superintendent of Schools

SEWER EXTENSION COMMITTEE

John F. Gray, Jr.	June 30, 1995
Richard Vergato	June 30, 1994
Edward F. Ricarte	June 30, 1994
Paul A. Odierno	June 30, 1996
William Cooke	June 30, 1996

STREET ACCEPTANCE & DISCONTINUANCE COMMITTEE

Arthur L. Doyle, Selectmen	June 30, 1994
John Sanchez, Town Engineer	June 30, 1994
Peter Kennedy, Town Planner	June 30, 1994
Ruthanne A. Bossi, Planning Bd.	June 30, 1994
Catherine A. Fleurant, Fin. Com. resigned 12/93	June 30, 1994

TOWN BY LAW REVIEW COMMITTEE

Walter Arakelian	June 30, 1995
Gene Dundee	June 30, 1995
Dorothy Callihan	June 30, 1995
Bernard Duggan	June 30, 1995
Richard Young	June 30, 1995
Terry O'Neil	June 30, 1995
Rino Moriconi	June 30, 1995
Phillip Quinlan — alternate Member	
Brian Treanor	June 30, 1995

TOWN FOREST COMMITTEE

Walter (Randy) Clark	June 30, 1994

WATER METER STUDY COMMITTEE

This committee Dismissed by the
Annual Fall Town Meeting
October 1993

Elaine T. Horlink, Chrm.	June 30, 1991
Lucille Albrecht	June 30, 1991
Mary V. Wiroll	June 30, 1991
Humprey J. Greer	June 30, 1991
Ralph T. McDonald	June 30, 1991

FLOOD PLAIN DISTRICTS STUDY COMMITTEE

This Committee dismissed by the
Annual Fall Town Meeting Oct. 1993

Ruthanne A. Bossi, Building Dept. Appointee
Joseph P. Shaw, Board of Appeal Appointee
John Morris, Board of Health Appointee
JoAnne Giovino, Conservation Commission Appointee
John Hammer, Moderator Appointee
Barbara Morrissey, Moderator Appointee
Paul F. Ford, Planning Board Appointee

PRIVATIZATION COMMITTEE

Frederic R. Brown, Finance Committee Appointee
Jean M. Card, Town Administrator's Appointee
Christopher DeSimone, Moderator's Appointee
Robert A. Mercier, Town Administrator, Selectmen's Appointee

SPECIAL POLICE OFFICERS APPOINTED IN 1993

POLICE APPOINTEES

Mark Bailey	June 30, 1994
Paul A. Bordonaro	June 30, 1994
Martin W. Britten	June 30, 1994
George Chamberlin	June 30, 1994
Brian Coffey	June 30, 1994
Kim Coffey	June 30, 1994
Patrick Coffey	June 30, 1994
Frank Conroy	June 30, 1994
Noreen Conway	June 30, 1994
Matthew Davis	June 30, 1994
Andrew DeVito	June 30, 1994
Daniel Dolan	June 30, 1994
Theodore Doyle	June 30, 1994
James Farmer, III	June 30, 1994
Anthony Fontana	June 30, 1994
William S. Gallagher	June 30, 1994
George Gullage	June 30, 1994
John G. Hickey	June 30, 1994
Patricia Higgins	June 30, 1994
Dieter Huber	June 30, 1994
John Kenny	June 30, 1994
William F. King	June 30, 1994
Timothy J. Libby	June 30, 1994
John F. McCarthy	June 30, 1994
Anthony McNulty	June 30, 1994
Karen McNulty	June 30, 1994
Blaise MacDonald	June 30, 1994
Donald MacPhail	June 30, 1994
David McKenna	June 30, 1994
Frank Mirasola	June 30, 1994
Charlene Mullen	June 30, 1994
Richard Nadeau	June 30, 1994
Joseph P. O'Connor, Jr.	June 30, 1994
Daniel O'Leary	June 30, 1994
Edward O'Mahony	June 30, 1994
Charles Oullette	June 30, 1994
Scott Parker	June 30, 1994
John Petrone	June 30, 1994
Christopher Reardon	June 30, 1994
Sheila Russell	June 30, 1994
Kenneth Sullivan	June 30, 1994
Phillip Tammaro	June 30, 1994
Peter Tilton	June 30, 1994
John F. Wallace	June 30, 1994
Brian West	June 30, 1994
John E. Zarro	June 30, 1994

SELECTMEN'S APPOINTEES

Brion M. Cangiamila	June 30, 1994
Thomas H. Conway, Jr.	June 30, 1994
Arthur L. Doyle	June 30, 1994
Ralph M. Krau	June 30, 1994
Donald Flynn	June 30, 1994
John Gray, Jr.	June 30, 1994
Michael Mulligan	June 30, 1994
Ellen Sargent	June 30, 1994
Joseph Shaw	June 30, 1994
Francis Fraine	June 30, 1994
Joseph Johnson, Sr.	June 30, 1994
Leonard Bram, Dr.	June 30, 1994

Wallace Mallett	June 30, 1994
John Morris, Director	June 30, 1994
Marie O'Rourke	June 30, 1994
Robert Solomon	June 30, 1994
Arnold Ventresca	June 30, 1994
Joseph W. Walsh, Jr. Dep. Dir.	June 30, 1994
Ruthanne A. Bossi	June 30, 1994
Anthony Iovanna	June 30, 1994
Louis G. Stifano	June 30, 1994
Robert F. LaBonte, Capt. Aux. Police	June 30, 1994
John Riel, Dir.	June 30, 1994
Kenneth Buffum	June 30, 1994
Harry E. Peary, Sr.	June 30, 1994
Steve Dunbeck, Asst.	June 30, 1994
Lawrence Thorlton	June 30, 1994
Charles J. Faria	June 30, 1994
Martin Houlne	June 30, 1994
Joanne Giovino	June 30, 1994
Anthony Barbere	June 30, 1994
Chris DeSimone	June 30, 1994
Robert J. Calabrese, Dr.	June 30, 1994
Jerry Houghton	June 30, 1994
John McKenna	June 30, 1994
Michael Amarosco	June 30, 1994
Robert Fitzgerald	June 30, 1994
Kathy Marshall	June 30, 1994
Frances Nagle	June 30, 1994
Theresa Rolinson	June 30, 1994
David McKenna	June 30, 1994
Anthony Colella	June 30, 1994
Richard Bento, Dir.	June 30, 1994
Paul T. Berger	June 30, 1994
George E. Jacobson	June 30, 1994
Henry Lausier	June 30, 1994
Gordon C. Brainerd	June 30, 1994
Lawrence Norman	June 30, 1994
Arthur D. Brown	June 30, 1994
Herbert Brown	June 30, 1994
Leonard C. Champa	June 30, 1994
Harry E. Chronister	June 30, 1994
John G. Conway	June 30, 1994
Paul Elkins	June 30, 1994
Richard B. Ford	June 30, 1994
David A. Gardner	June 30, 1994
John C. Gherson	June 30, 1994
Erica C. Hann	June 30, 1994
Evelyn M. Haines	June 30, 1994
Peter W. Haines	June 30, 1994
Allen Jones	June 30, 1994
Robert J. Lacey	June 30, 1994
Donald Lampron	June 30, 1994
Stephen J. Lentine	June 30, 1994
Alliston E. Lunt	June 30, 1994
Donald G. McCarthy	June 30, 1994
Martin J. McDonald	June 30, 1994
Robert A. Mercier	June 30, 1994
Warren R. Nelson	June 30, 1994
Ralph N. Newman	June 30, 1994
Mary A. Pasho	June 30, 1994
Joseph Plourde	June 30, 1994
Robert H. Price, Jr.	June 30, 1994
George Rogers	June 30, 1994
Donald J. Ryan	June 30, 1994
Philip H. Sheridan	June 30, 1994
Samuel J. Trodella	June 30, 1994
Richard Vergato	June 30, 1994
Paul Quinlan	June 30, 1994
Phil Chisholm	June 30, 1994
Rev. John W. Gentleman	June 30, 1994
Richard LeFebvre	June 30, 1994
Vincent Lomaglio	June 30, 1994
Barbara Morrissey	June 30, 1994
Sidney Horlink	June 30, 1994

TOWN MEETING MEMBERS
— 1993 —

PRECINCT 1

Term Expires 1996

Roger Biagiotti, Jr.
Gordon C. Brainerd
Robert P. Hastings
Maurice J. Houlne
George A. Merrill, Jr.
Robert C. Norman
Joseph E. Silva
Mary V. Wiroll

Term Expires 1995

Anthony Barbere
Rosario Celeste, Jr.
Gary S. Higgins
John S. King
Barbara G. Norman
Maria Salvato
Phyllis M. Stephens

Term Expires 1994

Thomas H. Conway, III
Bernard T. Duggan
Carolyn Dearborn King
Donald R. Gullage
Raymond F. McColough, Deceased 4/93
Rita T. McKenney
Paul E. Shibles
Anthony W. Marmiani, elected by caucus
Kristine Maher, elected by caucus

PRECINCT 2

Term Expires 1996

Ronald A. Balboni
Thomas H. Conway, Jr.
John H. Higgins, Jr.
Elizabeth F. McCarthy
John W. Morris
Bradford O'Neill
Norman L. Poole, Jr.
Helen L. Potter
Marion E. Potter

Term Expires 1995

Warren J. Ames
Linda A. DeProfio
Robert K. Gingras
Susan Krasowski
Joan C. McDonald
Michael J. Miller
Michael Morris
Milton Saunders

Term Expires 1994

Walter R. Clark
Francis E. Fanning
Thomas J. Ferraro
James P. Haines
Jeanne Legallo
Scott Perrier
Terry L. Welsh
Carol D. Wood

PRECINCT 3

Term Expires 1996

Lillian Joy Arsenault
Charles Dirring
Patricia A. Donovan
Lawrence R. Norman
Lee A. Scalzilli
Robert E. Thorlton

Term Expires 1995

David Brownell
Barbara Joyce Carney
Daniel Frobese
Gilbert A. Moreira
Susan D. Moreira
Ralph Morrison
Michael J. Mulligan
Mary A. Petty

Term Expires 1994

Barry J. Andreasen
John F. Gray, Jr.
Norman H. Hall
Larry Libby
Marie C. Loughlin
Thomas F. O'Toole
Greg Moreira, next on ballot
Thomas P. Joyce, elected by caucus
Lynda Anderson, elected by caucus

PRECINCT 4

Term Expires 1996

Judith A. Ciampa
Nancy Emus
Gilbert W. Griggs
Alexander Infanger, Jr.
Brian Luttrell
Brenda J. MacDonald, resigned 10/93
Linda J. Meyer
David S. Tedford

Term Expires 1995

Simon Bagdigian
Craig Boudreau, resigned 4/93
Gail A. Boutiette, resigned 9/93
Gene Dundey
JoAnne M. Giovino
Bessie G. Killeen
Donald H. Lovegrove
Anthony P. Tufts

Term Expires 1994

Patricia M. Barbarossa
Sandra L. Donchin
Robert D. Killeen
Lorraine Lally
Joseph E. Leblanc
Barbara A. Mercer
Vincent D. MacDonald, next on ballot
Joseph R. Montonari, next on ballot
Romolo Capobianco, next on ballot
Frederic R. Brown, resigned 10/93

PRECINCT 5

Term Expires 1996

Marie P. Blanchette
Kenneth L. Buffum
Michael F. Hopkins
Arthur J. Lacroix
Mary A. Pasho
Audrey M. Rose, resigned 10/93
Pamela Ann Rose, resigned 10/93

Term Expires 1995

Stephen S. Battcock
George G. Cronin, Jr.

Marianne Depamphilis
Ronald J. DiOrio
Michael Ouellette
Lillie M. Ralston
Stewart Wood
James A. Powers

Term Expires 1994

Brion M. Cangiamila
Rosemary F. Cronin
Donald L. Fay
Scott Freitas
Ralph M. Krau
Madeline T. Sargent
Richard Vergato
Sean Lemieux, next on ballot

PRECINCT 6

Term Expires 1996

Walter W. Arakelian
Dianne S. Bone
Dorothy M. Callihan
Donald F. MacDonald
Phyllis A. MacDonald
Malcolm P. McDowell
Karen A. Miller
Doris E. Schultz

Term Expires 1995

Pierre J. Allain
Cosmo D. Cavicchio, Jr.
Frank Emmons
Catherine A. Fleurant
Bruce F. Henden
Sally S. Markarian
Cynthia K. McDowell
Nancy J. Peverill

Term Expires 1994

Frances M. Cameron, resigned 5/93
Charlotte H. Emmons
Louise M. French
Michael McLaughlin, Jr.
Ernest Rahn
Christopher V. Riel
Richard D. Tracey, Jr.
Robert Lord, elected by caucus
Robert J. Saunders, elected by caucus
Mark W. Hemenway, elected by caucus

PRECINCT 7

Term Expires 1996

John E. Bartlett
David F. Delorey, Jr.
Christopher DeSimone
Donald J. Flynn
Elizabeth A. Gallagher
David R. Lasky
Ralph R. McDonald
Jane M. Shanley

Term Expires 1995

Leonard Caporale
Crystal A. Card
Wayne Klug
Rachel F. Mallett
Daniel F. Powderly
Eleanor A. Sievert
Brian D. Treanor, resigned 8/93

Term Expires 1994

Nicole S. Brien
Jean M. Card
Diane J. DePaso
Barbara A. Flynn
James E. Graham
Anthony Kasinskas, resigned 6/93
Anthony W. Salerno, resigned 5/93
Richard B. White
Jacquelyn J. Delorey, elected by caucus
Joseph Sarrock, elected by caucus
Gloria M. McKenna, elected by caucus
Ralph J. McKenna, elected by caucus

PRECINCT 8

Term Expires 1996

John Coyne
Debra L. Crowley
Michael J. deBethencourt
Jacqueline G. Gurney
Barbara Morrissey
Joseph P. Shaw
George J. Simolaris, Jr.
Mark Simolaris

Term Expires 1995

Arthur J. DeHaro
Estella C. Hoff
Susan M. Hunt
John L. Noonan
Martin Prendergast, Jr.
Ellen Day Rawlings
Olga S. Symes

Term Expires 1994

Allan A. Arakelian
Ruthanne Allen Bossi
Thomas A. Brooks, Jr.
Francis Fraz Fraine

Lawrence J. Grey
Oren D. Hunt, Jr.
Richard H. Young II

PRECINCT 9

Term Expires 1996

Dianne Bonnell
Michael A. Dooley
Patricia C. Flemming
Elaine T. Horlink
Sidnety Horlink

Term Expires 1995

Kevin J. Collins
William T. Doyle
Richard G. January
Rino Moriconi
Barbara A. Roberts
George Elwin Roberts
Charles L. Taylor, Jr.
Cora H. Taylor

Term Expires 1994

John A. Griffin
Edward E. Joy
Eldon M. Livingston
Patricia A. Livingston
John A. Mulloy
Ralph N. Newman
Dorothy L. Pearson
Kristin Greene, elected by caucus, resigned 9/93
Virginia D. Joy, elected by caucus
Leon Benoit, elected by caucus
Leslie A. Hannon, elected by caucus

PRECINCT 10

Term Expires 1996

Arthur L. Doyle
Evelyn M. Haines
John A. Hammer, III
Jerry A. Houghton
Edward E. Lossman, Jr.
Marie L. O'Rourke
Doris M. Pearson
Patricia A. Rossetti
Nancy L. Smith

Term Expires 1995

John H. Casey
William J. Collins
Salvatore A. Dampolo
Scott R. Dunham
Edward J. Hurd
Helen R. Knight
Alfred R. Pearson, Jr.
Peter M. Voegelin, resigned 6/93

Term Expires 1994

William A. Cooke
Paul F. Ford, deceased 11/93
Peter D. Greeley
Dorle F. Merrow
John D. Olson
Joseph S. Strazzere
Devora Abramowitz, elected by caucus
Joan K. McNamara, elected by caucus

PRECINCT CHAIRPERSONS & CLERKS
1993 — 1994

PRECINCT 1

Chairman: Anthony Barbere, 7 Olde Hillside Avenue, 01821
Clerk: Barbara G. Norman, 4 Philip Road, 01821

PRECINCT 2

Chairman: Joan C. McDonald, 2 Schaefer Street, 01862
Clerk: Carol D. Wood, 29 Call Street, 01862

PRECINCT 3

Chairman: John F. Gray, Jr., 65 Ellingwood Ave., 01821
Clerk: Lillian Joy Arsenault, 71 Bicknell Road, 01821

PRECINCT 4

Chairman: JoAnne M. Giovino, 10 Eastview Ave., 01821
Clerk: Nancy Emus, 86 Concord Road, 01821

PRECINCT 5

Chairman: Ralph M. Krau, 30 Champa Road, 01821
Clerk: Kenneth L. Buffum, 86 Baldwin Road, 01821

PRECINCT 6

Chairman: Cosmo D. Cavicchio, 47 Dyer Street, 01862
Clerk: Catherine A. Fleurant, 22 Alpine Street P.O. 227, 01862

PRECINCT 7

Chairman: Donald J. Flynn, 403 Middlesex Turnpike, 01821
Clerk: Barbara A. Flynn, 403 Middlesex Turnpike, 01821

PRECINCT 8

Chairman: Barbara Morrissey, 10 Sumac Street, 01821
Clerk: Ruthanne Allen Bossi, 12 Bayberry Lane, P.O. Box 242, 01821

PRECINCT 9

Chairman: Dianne Bonnell, 22 Elizabeth Road, 01821
Clerk: Elaine T. Horlink, 1 Lorraine Terrace, 01821

PRECINCT 10

Chairman: Arthur L. Doyle, 60 Whipple Road, 01821
Clerk: Helen R. Knight, 82 Gray St., Apt. 1, 01821

COMMITTEE ON RULES

Precinct	Name & Address	Member's Town Meeting Term Expires	Committee's Term Expires
1	Bernard T. Duggan, V. Chrm. 17 Colonial Drive	1994	1994
2	Linda A. DeProfio 12 Village Lane	1995	1995
3	Lawrence R. Norman 18 Shelburne Ave.	1996	1996
4	Robert D. Killeen 7 Locke Road	1994	1994
5	George G. Cronin, Jr. 72 Tercentennial Drive	1995	1995
6	Dorothy M. Callihan, Chrm. 14 Rexhame Street	1996	1996
7	Ralph T. McDonald 462 Middlesex Turnpike	1996	1994
8	Oren D. Hunt, Jr. 28 Gray Street	1994	1995
9	Rino Moriconi 48 Elizabeth Road	1995	1996
10	Patricia Rosetti, Sec. 11 Norman Road	1996	1994

WARRANT FOR
ANNUAL TOWN ELECTION
BILLERICA, MASSACHUSETTS

Middlesex, ss:
To Any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica, qualified by law, to vote in Elections and Town Affairs, to meet at the Parker School, Billerica Center; Solomon Gunther Hajjar School, North Billerica; Ditson School, Pinehurst; Eugene C. Vining School, Nutting Lake and the John F. Kennedy School, East Billerica at 10:00 A.M., Saturday, April 3, 1993 to bring in their votes on one ballot for the following Town Officers:

Two members of the Board of Selectmen, One Town Clerk, Two members of the Planning Board, Two members of the School Committee, One member of the Regional Vocational School District Committee, all for three (3) years; One Moderator for an unexpired term of one year;

Also for the election of Nine (9) Town Meeting Members for Precinct One; Nine (9) Town Meeting Members for Precinct Two; Eight (8) Town Meeting Members for Precinct Three; Eight (8) Town Meeting Members for Precinct Four; Eight (8) Town Meeting Members for Precinct Five; Nine (9) Town Meeting Members for Precinct Six; Eight (8) Town Meeting Members for Precinct Seven; Eight (8) Town Meeting Members for Precinct Eight; Eight (8) Town Meeting Members for Precinct Nine; Nine (9) Town Meeting Members for Precinct Ten, all for three years;

One (1) Town Meeting Member for an unexpired term of one year for Precinct One; Two (2) Town Meeting Members for an unexpired term of two years for Precinct Three; One (1) Town Meeting Member for an unexpired term of one year for Precinct Four; One (1) Town Meeting Member for an unexpired term of two years for Precinct Five; One (1) Town Meeting Member for an unexpired term of one year for Precinct Five; One (1) Town Meeting Member for an unexpired term of two years for Precinct Six; Two (2) Town Meeting Members for an unexpired term of one year for Precinct Six; One (1) Town Meeting Member for an unexpired term of two years for Precinct Seven; Three (3) Town Meeting Members for an unexpired term of two years for Precinct Eight; Two (2) Town Meeting Members for an unexpired term of one year for Precinct Nine; One (1) Town Meeting Member for an unexpired term of two years for Precinct 10, Two (2) Town Meeting Members for an unexpired term of one year for Precinct 10;

Also to vote on the following question:

QUESTION #1: Proposed Amendment to the Billerica Home Rule Charter: "Shall the Town approve the Charter amendment passed by the Town Meeting summarized below?"

SUMMARY

Town Meeting Members, at the October 6, 1992 Fall Town Meeting, voted that the Billerica Home Rule Charter Article 8, Section 8-4(h) (2) be amended by inserting the words "qualified to become" between "shall be" and "a manager " so that it will now read: "(2) That he shall be qualified to become a manager member of the International City Management Association, in good standing."

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey Gulf Station, Nashua Road; one copy at DeMoulas Market, Towne Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; and one copy at the Billerica Public Library.

Given under our hands this 15th day of March, 1993.

Billerica Board of Selectmen:
S/Arthur L. Doyle, Chairman
S/David F. Delorey, Jr., Vice-Chrm.
S/Ralph M. Krau, Secretary
S/Mary V. Wiroll
S/Thomas H,. Conway, Jr.

A True Copy
ATTEST:
S/John Harring, Constable, Town of Billerica

TOWN ELECTION
March 23, 1993

Shirley E. Schult, CMC,
Town Clerk
Town Hall
Billerica, MA 01821

Dear Mrs. Schult:
I have posted the WARRANT for the ANNUAL TOWN ELECTION to be held on Saturday, April 3, 1993 at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
Jim's Automotive/Fahey's Gulf Station, Nashua Road
DeMoulas Market, Town Plaza, Boston Road
Center Post Office, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library

Signed: John Harring
Constable, Town of Billerica

TOWN ELECTION — APRIL 3, 1993
BILLERICA, MASSACHUSETTS

	Pr. 1	Pr. 2	Pr. 3	Pr. 4	Pr. 5	Pr. 6	Pr. 7	Pr. 8	Pr. 9	Pr. 10	Total
SELECTMEN, 3-Yrs. — Vote 2											
* Brion M. Cangiamila	260	283	289	254	320	265	252	209	278	258	2668
Mary V. Wiroll	238	224	176	176	193	202	200	176	159	198	1942
David F. Delorey, Jr.	97	165	125	106	129	102	185	138	115	122	1284
* Paul F. Ford	220	282	175	154	264	171	180	197	222	145	2110
Scatterings					1						1
Blanks	141	154	137	164	185	148	167	118	162	127	1503
Total	956	1108	902	854	1092	888	984	838	936	950	9508
MODERATOR, Unexpired 1-Yr. — Vote 1											
* Maureen M. Sullivan	368	426	346	323	418	322	380	314	357	369	3623
Blanks	110	128	105	104	128	122	112	105	111	106	1131
Total	478	554	451	427	546	444	492	419	468	475	4754
TOWN CLERK, 3-Yrs. — Vote 1											
* Shirley E. Schult	392	433	339	320	428	334	388	313	360	355	3662
Blanks	86	121	112	107	118	110	104	106	108	120	1092
Total	478	554	451	427	546	444	492	419	468	475	4754
PLANNING BOARD, 3-Yrs. — Vote 2											
* Ruthanne Allen Bossi	217	250	205	177	241	165	183	199	204	208	2049
* John L. Noonan	196	244	228	202	253	213	248	211	215	238	2248
Robert C. Norman	198	200	171	164	204	175	181	138	181	183	1795
Robert Lord	144	203	103	124	153	157	151	122	126	135	1418
Blanks	201	211	195	187	241	178	221	168	210	186	1998
Total	956	1108	902	854	1092	888	984	838	936	950	9508
SCHOOL COMMITTEE, 3-Yrs. — Vote 2											
Timothy F. Coppinger	160	224	130	134	139	129	152	145	171	144	1528
* Thomas F. Galligani	192	257	217	163	278	185	190	195	169	219	2065
John A. Mulloy	71	76	63	78	69	61	84	68	85	67	722
* Cosmo D. Cavicchio, Jr.	172	200	163	162	177	198	212	122	168	161	1735
Diana J. Dagavarian	153	163	132	144	204	127	141	124	137	163	1488
Blanks	208	188	197	173	225	188	205	184	206	196	1970
Total	956	1108	902	854	1092	888	984	838	936	950	9508
REGIONAL VOCATIONAL SCHOOL DISTRICT COMMITTEE, 3 Yrs. — Vote 1											
Anthony P. Tufts	168	152	148	156	205	144	174	118	164	140	1569
* Bernard F. Hoar	245	333	235	195	270	229	236	232	242	263	2480
Blanks	65	69	68	76	71	71	82	69	62	72	705
Total	478	554	451	427	546	444	492	419	468	475	4754
QUESTION #1, CHARTER AMENDMENT, Article 8, Section 8-4 (h) (2)											
* Yes	266	361	280	261	366	263	302	242	272	314	2927
No	108	98	97	92	92	92	92	84	97	85	937
Blanks	104	95	74	74	88	89	98	93	99	76	890
Total	478	554	451	427	546	444	492	419	468	475	4754

* =Elected

PRECINCT 1 — TOWN MEETING MEMBERS (Vote 9)
Three Year Term:

*	Robert P. Hastings	211
*	Mary V. Wiroll	332
*	Robert C. Norman	266
*	Joseph E. Silva	223
*	Gordon C. Brainerd	261
*	Maurice J. Houlne	236
*	George A. Merrill, Jr.	217
*	Roger Biagiotti, Jr.	268
	Scatterings	3
	Blanks	2285
	Total	4302

PRECINCT 1 — TOWN MEETING MEMBERS (Vote 1)
One Year Unexpired Term:

	Blanks	478
	Total	478

PRECINCT 2 — TOWN MEETING MEMBERS (Vote 9)
Three Year Term:

*	Norman L. Poole, Jr.	224
*	Helen L. Potter	355
*	Bradford O'Neill	217
*	Marion E. Potter	323
*	Thomas H. Conway, Jr.	332
*	Ronald A. Balboni	220
*	John H. Higgins, Jr.	241
*	John W. Morris	323
	Vito A. Couch	157
*	Elizabeth F. McCarthy	322
	Grace H. Silva	208
	Blanks	2064
	Total	4986

PRECINCT 3 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term

*	Lawrence R. Norman	265
*	Patricia A. Donovan	299
*	Charles Dirring	239
*	Lillian Joy Arsenault	268
*	Lee A. Scalzilli	275
*	Robert E. Thorlton	218
	Scatterings	4
	Blanks	2040
	Total	3608

PRECINCT 3 — TOWN MEETING MEMBERS (Vote 2)
Two Year Unexpired Term:

*	Barbara Joyce Carney	274
*	David Brownell	251
	Greg Moreira	15
	Blanks	362
	Total	902

PRECINCT 4 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term:

*	Brian Luttrell	154
	Vincent D. MacDonald	130
	Frederic R. Brown	112
	Joseph R. Montanari	112
*	Judith A. Ciampa	188
*	Alexander Infanger, Jr.	181
*	Gilbert W. Griggs	233
	Romolo Capobianco	108
*	Linda J. Meyer	168
*	Brenda J. MacDonald	147
*	David S. Tedford	163
*	Nancy Emus	176
	Blanks	1544
	Total	3416

PRECINCT 4 — TOWN MEETING MEMBERS (Vote 1)
One Year Unexpired Term:

	Scatterings	2
	Blanks	425
	Total	427

PRECINCT 5 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term:

*	Audrey M. Rose	304
*	Kenneth L. Buffum	327
*	Pamela Ann Rose	281
*	Mary A. Pasho	320
*	Marie P. Blanchette	284
*	Arthur J. LaCroix	259
*	Michael F.Hopkins	42
	Scatterings	10
	Blanks	2541
	Total	4368

PRECINCT 5 — TOWN MEETING MEMBERS (Vote 1)
Two Year Unexpired Term:

*	James A. Powers	366
	Blanks	180
	Total	546

PRECINCT 5 — TOWN MEETING MEMBERS (Vote 1)
One Year Unexpired Term:

	Sean Lemieux	160
*	Scott Freitas	196
	Blanks	190
	Total	546

PRECINCT 6 — TOWN MEETING MEMBERS (Vote 9)
Three Year Term:

*	Doris E. Schultz	234
*	Karen A. Miller	213
*	Walter W. Arakelian	219
*	Malcolm P. McDowell	228
*	Donald F. MacDonald	225
*	Phyllis A. MacDonald	224
*	Dorothy M. Callihan	241
*	Diane S. Bone	256
	Blanks	2156
	Total	3996

PRECINCT 6 — TOWN MEETING MEMBERS (Vote 1)
Two Year Unexpired Term:

*	Cynthia K. McDowell	280
	Blanks	164
	Total	444

PRECINCT 6 — TOWN MEETING MEMBERS (Vote 2)
One Year Unexpired Term:

*	Christopher V. Riek	15
	Blanks	873
	Total	888

PRECINCT 7 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term

*	David R. Laskey	282
*	David F. Delorey, Jr.	266
*	John E. Bartlett	254
*	Ralph T. McDonald	256
*	Christopher DeSimone	255
*	Elizabeth A. Gallagher	248
*	Donald J. Flynn	277
*	Jane M. Shanley	246
	Blanks	1852
	Total	3936

PRECINCT 7 — TOWN MEETING MEMBERS (Vote 1)
Two Year Unexpired Term:

	Blanks	492
	Total	492

PRECINCT 8 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term:

*	Joseph P. Shaw	229
*	Barbara Morrissey	211
*	Mark Simolaris	208
*	Jacqueline G. Gurney	191
*	George J. Simolaris, Jr.	227
*	Debra L. Crowley	196
*	Michael deBethencourt	188
*	John Coyne	206
	Blanks	1696
	Total	3352

PRECINCT 8 — TOWN MEETING MEMBERS (Vote 3)
Two Year Unexpired Term:

*	Estella C. Hoff	229
*	John L. Noonan	270
*	Arthur J. DeHaro	11
	Blanks	747
	Total	1257

PRECINCT 9 — TOWN MEETING MEMBERS (Vote 8)
Three Year Term:

*	Elaine T. Horlink	295
*	Michael A. Dooley	262
*	Patricia C. Flemming	292
*	Dianne Bonnell	273
*	Sidney Horlink	258
	Scatterings	25
	Blanks	2339
	Total	3744

PRECINCT 9 — TOWN MEETING MEMBERS (Vote 2)
One Year Unexpired Term:

*	Patricia A. Livingstoon	12
*	Eldon M. Livingston	11
	Scatterings	4
	Blanks	909
	Total	936

PRECINCT 10 — TOWN MEETING MEMBERS (Vote 9)
Three Year Term:

*	Edward E. Lossman, Jr.	230
*	Doris M. Pearson	265
*	Jerry A. Hougton	255
*	Patricia A. Rossetti	235
*	Marie L. O'Rourke	258
*	Arthur L. Doyle	285
*	Evelyn M. Haines	245
*	John A. Hammer, III	253
*	Nancy L. Smith	253
	Blanks	1996
	Total	4275

PRECINCT 10 — TOWN MEETING MEMBERS (Vote 1)
Two Year Enexpired Term:

	Blanks	475
	Total	475

PRECINCT 10 — TOWN MEETING MEMBERS (Vote 2)
One Year Unexpired Term:

	Blanks	950
	Total	950

* = Elected

ANNUAL TOWN ELECTION — APRIL 3, 1993
ELECTION WORKERS

PRECINCT 1

Warden	D-Catherine M. Houme
Clerk	R-Paula C. Baldwin
Deputy Warden	I-Dianne S. Bone
Deputy Clerk	R-Donna Jean McCoy
Inspector	I-Theresa L. Chronister
Inspector	I-Tina-May Ryan
Deputy Inspector	D-Dorothy L. O'Brien
Deputy Inspector	R-Linda M. Nunes

PRECINCT 2

Warden	D-June F. DePinto
Clerk	R-Mary I. True
Deputy Warden	D-Georgiana A. Menezes
Deputy Clerk	R-Susan S. Gee
Inspector	D-Estelle M. McCarthy
Inspector	R-John C. Gherson
Deputy Inspector	D-Ellen Day Rawlings
Deputy Inspector	R-Susan Lorigan

PRECINCT 3

Warden	R-Barbara Reinecker
Clerk	I-Carol A. Ryan
Deputy Warden	R-Shirley J. Gullage
Deputy Clerk	D-Ralph Morrison
Inspector	R-F. Lillian Turner
Inspector	D-Emma Columbus
Deputy Inspector	R-Edna G. McDewell
Deputy Inspector	D-Jeannette B. Rohnstock

PRECINCT 4

Warden	D-Dorothy M. Ryan
Clerk	R-Lois E. Fayton
Deputy Warden	D-Barbara A. Flynn
Deputy Clerk	R-Dorothea M. MacNeill
Inspector	D-Adeline L. Taylor
Inspector	R-Mary A. Overy
Deputy Inspector	D-Doris R. Hanson
Deputy Inspector	R-Albert F. Gabalis

PRECINCT 5

Warden	I-Karen A. Warren
Clerk	R-Margaret M. Hamilton
Deputy Warden	I-Mary A. Wilson
Deputy Clerk	R-Genevieve Finlayson
Inspector	D-Rose A. Doherty
Inspector	R-Valti L. Merrow
Deputy Inspector	D-Mary F. Bourque
Deputy Inspector	I-Betsy M. Burton

PRECINCT 6

Warden	D-Anita Gass
Clerk	R-Yoshiko A. Wright
Deputy Warden	I-Pauline M. Lloyd
Deputy Clerk	R-Catherine A. Lawson
Inspector	D-Linda Gadourey
Inspector	R-Joan McDonald
Deputy Inspector	D-Virginia M. Wrobel
Deputy Inspector	R-Barbara Woodbury

PRECINCT 7

Warden	R-Arthur H. MacNeill
Clerk	D-Donna L. MacInnis
Deputy Warden	R-Rachel L. Goding
Deputy Clerk	D-Donald J. Ryan
Inspector	R-Nancy Lorigan
Inspector	D-James Haines
Deputy Inspector	R-Eleanor Sievert
Deputy Inspector	D-Angela DeMeo

PRECINCT 8

Warden	D-JoAnn B. Costedio
Clerk	R-Marion E. Potter
Deputy Warden	D-Catherine Mullen
Deputy Clerk	R-Margaret Ingraham
Inspector	D-Elda L. Medeiros
Inspector	R-Agnes Wain
Deputy Inspector	D-Leo A. Benjamin, Jr.
Deputy Inspector	I-Michael Cowie

PRECINCT 9

Warden	D-Patricia A. Donovan
Clerk	R-Barbara A. Roberts
Deputy Warden	D-Jean M. Sarno
Deputy Clerk	R-Bessie M. Bacon
Inspector	D-Mary J. Sarno
Inspector	R-M. Ellen Cotter
Deputy Inspector	D-Lorraine Balboni
Deputy Inspector	I-Ilona Wronski

PRECINCT 10

Warden	R-Roger C. Gosselin
Clerk	D-Alice A. Haines
Deputy Warden	I-Jean M. Roach
Deputy Clerk	D-Barbara G. Norman
Inspector	R-James V. Hoyt, Jr.
Inspector	D-Margaret M. DiPietro
Deputy Inspector	R-Earle F. Merrow
Deputy Inspector	D-Delores Ballou

COMPUTER CENTER

Warden	R-Julie C. Farmer
Clerk	D-Lorraine P. Balboni
Inspector	I-Theresa L. Chronister
Inspector	D-Jeanne LeGallo
Inspector	R-Joan C. McDonald
Inspector	I-Karen Miller
Inspector	R-Myrtie D. Smith
Inspector	D-Jeannette B. Rohnstock

WARRANT FOR
SPECIAL TOWN MEETING
MAY 4, 1993

MIDDLESEX, ss.
To Any Constable in the Town of Billerica:
Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, Ma., on Tuesday, May 4, 1993 at 8:30 P.M. and then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote to amend the General By-Laws by deleting the current Article XXII, Gas Stations and inserting the following new Article XXII, Gas Stations.

ARTICLE XXII — GAS STATIONS

SECTION 1. Self service gas station shall mean that type of gas station wherin motor fuel is dispensed by anyone other than an employee of the gas station.

SECTION 2. Notwithstanding any other provision of this By-Law, no self-service gas station shall be permitted in the **Town of Billerica except as provided for in Sections 3 and 6.**

SECTION 3. Subject to approval of the licensing authority, a (full service) gas station may include one or more islands of self-service pumps, (in addition to the full serve island) if the licensing authority finds that it is in the public interest. The licensing authority shall consider public safety, traffic congestion, the level of automotive services (e.g. repairs, maintenance, emergency service, etc.) and other factors related to the public interest.

SECTION 4. All self-service pumps shall have posted thereon in a conspicuous place, with consistent lettering, a set of instructions for use of the self-service pumps, payment options, and other such procedures; in all places where the foregoing instructions appear, an instruction to shut off the automobile's engine and extinguish all smoking materials prior to pumping any gasoline shall also be included and the gas station shall provide and maintain a free air pump with an adjustable meter.

SECTION 5. The owner of a gas station shall (notify the licensing authority in writing of) be subject to Section 3 when any substantial change in the operation of the gas station relative to provision of repairs, inspections, preventative maintenance, (or) gasoline, **or ancillary services.**

SECTION 6. For the purpose of this by-law, those gas stations existing on May 12, 1992, shall be deemed to have met the public interest test required in Section 3 on the day of the acceptance of this section by the Town Meeting:

or act in relation thereto.

Submitted by the Board of Selectmen

() indicates words deleted. Words **underlined** are new words added.

ARTICLE 2

To see if the Town will vote to authorize the Billerica Board of Selectmen to file legislation to transfer ownership of 218± acres of land located on Treble Cove Road, Billerica, MA from Middlesex County to the Town of Billerica, more particularly described in a deed dated April 2, 1930, recorded with the Middlesex County Northern District Registry of Deeds in Book 788, page 215; or act in relation thereto.

Submitted by the Board of Selectmen

ARTICLE 3

To see if the Town will vote to authorize the Board of Selectmen to acquire the following land parcels and/or rights in land parcels for the purpose of obtaining secure and public rights-of-way. This action will allow for the construction and/or roadway safety improvements for the Boston Road/Wyman Road traffic improvement project, Boston Road/Tower Farm Road traffic improvement project, and Allen Road reconstruction.

	Total # of Parcels	**Total Area (sf)**
In fees	(4)	5750 sf

Further, that the Board of Selectmen may acquire these parcels, or modification of these parcels, through all legal means. This includes donations, purchase and/or eminent domain. The subject parcels are identified on plans:

LAND TAKINGS BY FEE

By: Holye, Tanner Assoc.
Dated: July, 1992
Titled: Comm. of Mass. Intersection Reconstruction Boston Road/Tower Farm Road
By: C. E. Humphrey, Surveyor
Dated: 1 March, 1918
Titled: Land Court Plans 3708C and 3708D and 3708P and Subdivisions of 3708, Lot 39
By: Emmons, Fleming & Bienvenue, Inc., Surveyors
Dated: May 1976
Titled: Subdivision Plan of Land in Billerica. Middlesex North Registry of Deeds Plan #8039C.

and furthermore, to raise and appropriate, borrow or transfer from available funds, the amount of $3,000.00 for the purpose of appraisal fees, awards, recording fees, and fees related to the acquisition of these parcels;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 4

To see if the Town will vote to expend the funds received or to be received from the Commonwealth for improvements to local roads under the provisions of Chapter 33 of the Acts of 1991;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 5

To see if the Town will vote to accept Chapter 399 of the Acts of 1992, the Early Retirement Incentive Program for Municipal Employees;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 6

To see if the Town will vote to accept the early retirement provisions of the legislation known as Education Reform Legislation;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 7

To see if the Town will vote to amend the Zoning By-Law to allow restaurant use by right in the General Business District to make the following changes:

1. Amend Section 5.7.2.N to read:

N. Restaurant NO NO NO SP YES NO SP SP

2. Add Section 5.7.2.NN to read:

NN. Hotel and Motel NO NO NO SP SP NO SP SP

3. Amend Section 5.7.3.N to read:

N. Restaurant includes a food establishment where the principal service is the sale of food on chinaware or beverage in glasses or china cups to be consumed by persons at tables within the building and the incidental sale of food to "Take Out" and fast food establishments providing that adequate safeguards are employed to control the disposal of disposable containers; restaurants in Industrial Districts are allowed solely for the use of the businesses they serve, not open to the public.

4. Add Section 5.7.3.NN to read:

NN. Hotel and Motel including lodging for more than four roomers, boarders or tourists, provided that such business and open space shall be provided on the lot in addition to any area required for parking and associated driveways, equal to twice the gross floor area of the hotel or motel. Rooms or suites of rooms shall not contain cooking facilities unless specifically permitted by the SPGA. In no case shall there be more than ten (10) guest rooms or suites with cooking facilities. In all applicable districts, hotel or motel sites shall contain at least ten acres and the hotel or motel shall contain at least one hundred (100) guest rooms or suites;

or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 8

To see if the Town will vote to amend the Zoning By-Law so as to allow in-law apartments as accessory uses by right in all residential districts by making the following changes to Section 5.7.4.M to read:

M. In Residential Districts, an in-law apartment is allowed by right as an accessory use to a principal dwelling, consisting of separate living quarters to a maximum gross floor area of living space to eight hundred (800) square feet in the same building as the principal use dwelling with occupancy of no more than two related persons, with sufficient off-street parking and the building must retain its characteristically one-family appearance, and provided further that such accessory use shall cease forthwith upon the premises being vacated by the aforementioned related persons;

or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 9

To see if the Town will amend the General By-Laws of the Town of Billerica by adding an Article 1, Section 19 as follows:

SECTION 19

A. Town Meeting members shall receive any substantial wording changes to warrant articles at least 48 hours prior to the meeting in which said article is to be voted on. If the proponent(s) fail to submit said

changes within the aforementioned time limit, the only action considered shall be postponement to a time certain or dismissal.

B. If the newly worded article is available at the place designated by the Town Clerk for such material at least one hour prior to the scheduled start time of Town Meeting, the Town Meeting by a two-thirds vote of the members present may override the provisions of paragraph A to hear the revised article on that date.

C. All warrant articles that make any changes to Town By-Laws shall include the original and the revised section. If State Law is used, then a synopsis of that Chapter and Section must be provided.

Submitted by the Billerica Rules Committee

ARTICLE 10

To see if the Town of Billerica will vote to allow the sale of land known and numbered as Lot 3 in Block 4 on a plan of River Bank Terrace, recorded at Middlesex North Registry of Deeds, Plan Book 29, Plan 25, from Lawrence and Karin McMaster of 12 Harnden Road to Paul M. and Toni P. Doherty of 14 Harnden Road for the purpose of having a larger back yard and only for that purpose. Presently the Doherty's back yard only extends 7-1/2 feet behind their home, the sales price is still to be determined. This sale requires approval pursuant to Article II, Section 13 of the Town of Billerica General By-Laws;

or act in relation thereto.

Submitted by Lisa Guittarr, Petitioner and Messrs. Guittarr, Paquett, Doherty, Roche, Aiken and Madames Roche, Doherty, Paquette and Ayer.

ARTICLE 11

To see if the Town will vote to amend the Zoning By-Laws as follows:

SECTION 5.6 FLOOD PLAIN DISTRICT BOUNDARIES

5.6.H. In order to determine the boundaries of the boundaries of the Flood Plain Districts, references shall be made to maps of the Town of Billerica, Massachusetts, Flood Plain Index Maps prepared by Green Engineering Affiliates, Inc., 1973 and the set of one hundred forty seven (147) one hundred (100) scale contour maps showing the flood plain limits prepared by Green Engineering Affiliates, Inc., 1973 (Green Maps) copies of which are on file in the Town Engineer's office and the office of the Board of Health. Nothing in this Section shall prohibit the Conservation Commission and/or the Board of Health from making non-zoning determinations of the flood plain and performing its required duties.

5.6.H.1. FLOOD PLAIN DISTRICT AREAS

Flood Plain District Areas are only those that are contiguous to rivers, brooks, and ponds but not including the remaining areas shown which are not contiguous to such bodies of water, with the flood plain district limits determined only by contours as shown, and not by Assessors parcel overlays as shown. The Board of Appeal shall use these contour elevations to determine its requirements for granting any special permits.

5.6.H.1.1. CONCORD RIVER FLOOD PLAIN DISTRICT

The Inspector of Buildings in consultation with the Town Engineer shall determine the requirements along the Concord River by considering the one hundred year flood level as three (3) feet below the flood contour shown along said river.

5.6.H.1.2. SHAWSHEEN RIVER FLOOD PLAIN DISTRICT

The Inspector of Buildings in consultation with the Town Engineer shall determine the requirements along the Shawsheen River by considering the one hundred year flood as one (1) foot below the flood contour shown along said river.

5.6.H.1.3. FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) MAPS

However, the Town shall accept the adjustment to the Town of Billerica Flood Plain District, as defined by the Green Maps, approved at the May 8, 1979 Town Meeting to meet the requirements of the National Flood Insurance Program, Flood Insurance Rate Map Community Panel Number 250183-0001-0010, with an effective date of August 5, 1985, U.S. Department of Housing and Urban Development Federal Insurance Administration. This Flood Plain District adjustment shall occur only in areas where the Federal Design had higher flood elevations than the Green Maps. Other areas shall remain as defined by the Green Maps, except:

5.6.H.1.4. EXCEPTIONS

Areas designated as flood plain on the Green Maps may be determined to be outside the Flood Plain District by the Inspector of Buildings in consultation with the Town Engineer under the following conditions:

5.6.H.1.4.A. TOPOGRAPHICAL PLAN

An accurate on-the-ground topographic and property line survey conducted by a professional land surveyor licensed by the Commonwealth of Massachusetts which shows that the Flood Plain contour elevation does not occur in any area of proposed buildings, structures, improvements, excavations, filling or paving and any other information deemed necessary by the Inspector of Building to make the appropriate determination.

If the Inspector of Building in consultation with the Town Engineer concurs that the Green Map is in error, the area will no longer be classified as Flood Plain District and any such reclassification shall be noted on the original Green Map. Nothing in this section shall prohibit the Conservation Commission and/or the Board of Health from making non-zoning determinations of the Flood Plain and performing its required duties.

5.6.I. Areas shown as having a potential for flooding on the Green Maps by a bold contour outline, but not defined as Flood Plain District in accordance with this By-Law, shall be subject to review by the Board of Health for drainage consideration. Nothing in this section shall prohibit the Conservation Commission from making non-zoning determinations of the Flood Plain and performing its required duties.

Submitted by Selectman Paul F. Ford

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Turco's Gas Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; and one copy at the Billerica Public Library.

Given under our hands this twentieth day of April, 1993.

Billerica Board of Selectmen
S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice-Chairman
S/Ralph M. Krau, Secretary
S/Brion M. Cangiamila
S/Thomas H. Conway, Jr.

A True Copy
ATTEST:

S/John Harring, Constable
Town of Billerica

April 20, 1993

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Special Spring Town Meeting to be held on Tuesday, May 4, 1993, at 8:30 P.M. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
DeMoulas Market, Town Plaza, Boston Road
Billerica Mall, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station

Signed:
S/John Harring
Constable, Town of Billerica

WARRANT FOR
1993 ANNUAL SPRING TOWN MEETING
MAY 4, 1993

Middlesex, ss.

To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of the Town of Billerica qualified by law to vote in Elections and Town affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA, Tuesday, May 4, 1993 at 7:30 P.M. and subsequent Thursdays and Tuesdays until all of the Business in the warrant shall have been acted upon, then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote to adopt, pursuant to Article 5 of the Billerica Home Rule Charter, the following proposed line item budget for fiscal Year 1993-94 (FY94).

This budget was produced under the direction of the Board of Selectmen and represents a complete financial plan of all Town funds and activities that are subject to appropriation, including the budgets as requested by the School Committees (Department Account #300-5100 — #300-5800) and provisions for a Reserve Fund) (Account #910-7090) administered by the Finance Committee.

The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by town agency, function and/or program including any proposed capital expenditures. The Town Administrator's detailed budget and all explanatory information is available to the Town Meeting Representatives and the general public for inspection in the Town Administrator's office, the Public Library and the Town Clerk's Office.

The following budget, when considered by the Town Meeting, shall first be subject to amendment, if any as may be proposed by the Finance Committee;

or act in relation thereto.

Submitted by the Board of Selectmen, Town Administrator

PROPOSED FY 94 BUDGET

Dept. Acct.		Spent FY 91	Spent FY 92	Budget FY 93	Town Mgr. FY 94
122-5100	Personnel	12,452	11,591	10,085	10,085
122-5400	Supplies & Expenses	2,043	2,954	2,043	2,043
122-5200	Contract Services	6,987	6,575	7,675	8,175
122-TOTAL	BOARD OF SELECTMEN	21,482	21,120	19,803	20,303
123-5100	Personnel	179,726	204,979	180,048	185,773
123-5400	Supplies & Expenses	1,300	1,382	0	0
123-5200	Contract Services	3,491	2,964	3,335	3,335
123-TOTAL	TOWN ADMINISTRATOR	184,517	209,325	183,383	189,108
135-5100	Personnel	119,754	117,751	130,188	135,797
135-5400	Supplies & Expenses	1,025	944	275	275
135-5200	Contract Services	1,831	1,588	55	10,260
135-TOTAL	TOWN ACCOUNTANT	122,610	120,283	130,518	146,332
145-5100	Personnel	149,310	150,022	171,172	193,242
145-5400	Supplies & Expenses	5,373	2,375	1,780	2,170
145-5200	Contract Services	102,672	113,571	51,447	55,082
145-5800	Capital Outlay	181	0	0	0
145-TOTAL	TREASURER	257,536	265,968	224,399	250,494
146-5100	Personnel	108,588	91,007	99,942	98,403
146-5400	Supplies & Expenses	12,800	3,377	5,145	8,145
146-5200	Contract Services	123,694	71,829	47,500	30,500
146-5800	Capital Outlay	668	0	0	0
146-TOTAL	TAX COLLECTOR	245,750	166,213	152,587	137,048
141-5100	Personnel	155,924	145,740	166,774	160,211
141-5400	Supplies & Expenses	2,117	1,660	1,250	1,250
141-5200	Contract Services	67,198	41,738	17,230	13,715
141-5800	Capital Outlay	0	0	0	0
141-TOTAL	ASSESSOR	225,239	189,138	185,254	175,176
161-5100	Personnel	125,927	89,485	98,350	98,940
161-5400	Supplies & Expenses	1,164	619	350	500
161-5200	Contract Services	3,237	2,150	1,865	2,070
161-TOTAL	TOWN CLERK	130,328	92,254	100,565	101,510
543-5100	Personnel	52,800	49,612	54,020	56,991
543-5400	Supplies & Expenses	225	185	25	30
543-5200	Contract Services	809	730	665	905
543-54392	Veterans Benefits	140,000	294,668	290,000	290,000
543-TOTAL	VETERANS SERVICES	193,834	345,195	344,710	347,926

192-5100	Personnel	26,069	28,596	28,911	29,764
192-5400	Supplies & Expenses	45,373	54,473	47,127	48,852
192-5200	Contract Services	115,460	119,088	84,488	88,433
192-TOTAL	TOWN HALL	186,902	202,157	160,526	167,049
151-5100	Personnel	30,500	103,831	0	0
151-5200	Contract Services	19,970	56,726	115,000	115,000
151-TOTAL	LEGAL DEPARTMENT	50,470	160,557	115,000	115,000
	GENERAL GOVERNMENT	1,618,668	1,772,210	1,616,745	1,649,946
163-5100	Personnel	46,946	44,206	42,709	53,409
163-5400	Supplies & Expenses	4,785	524	3,913	4,130
163-5200	Contract Services	5,320	1,073	2,385	3,505
163-TOTAL	BOARD OF REGISTRARS	57,051	45,803	49,007	64,044
162-5100	Personnel	38,300	32,990	39,317	13,032
162-5400	Supplies & Expenses	798	436	450	300
162-5200	Contract Services	8,686	9,812	9,432	5,331
162-5800	Capital Outlay	0	0	0	22,000
162-TOTAL	ELECTION DEPARTMENT	47,784	43,238	49,199	40,663
175-5100	Personnel	61,866	54,522	60,623	69,605
175-5400	Supplies & Expenses	1,850	950	0	190
175-5200	Contract Services	2,264	370	0	150
175-TOTAL	PLANNING BOARD	65,980	55,842	690,623	69,945
176-5100	Personnel	24,917	22,934	26,545	26,545
176-5130	Overtime	1,639	1,433	600	600
176-5400	Supplies & Expenses	1,639	476	0	500
176-5200	Contract Services	850	360	70	69
176-TOTAL	BOARD OF APPEALS	29,045	25,205	27,215	27,714
153-5100	Personnel	14,651	1,795	0	0
152-5400	Supplies & Expenses	400	0	0	0
152-5200	Contract Services	1,140	275	0	0
152-TOTAL	PERSONNEL BOARD	16,191	2,070	0	0
131-5100	Personnel	2,196	994	1,364	1,364
131-5400	Supplies & Expenses	400	139	50	50
131-5200	Contract Services	1,700	1,421	1,460	1,460
131-TOTAL	FINANCE COMMITTEE	4,296	2,554	2,874	2,874
1216-200	Supplies & Expenses	0	0	0	0
1216-300	Contract Services	0	0	0	0
1216-TOTAL	SEWER EXTENSION COMM.	0	0	0	0
171-5100	Personnel	52,262	51,429	56,494	57,043
171-5400	Supplies & Expenses	672	488	156	156
171-5200	Contract Services	6,454	3,275	3,440	3,440
171-TOTAL	CONSERVATION COMM.	59,388	55,192	60,090	60,639
541-5100	Personnel	39,924	22,975	23,742	36,818
541-5400	Supplies & Expenses	1,513	1,325	0	4,268
541-5200	Contract Services	10,141	9,862	8,344	4,076
541-5800	Capital Outlay	0	0	0	0
541-TOTAL	COUNCIL ON AGING	51,578	34,162	32,086	45,162

691-5400	Supplies & Expenses	100	0	100	100
691-5200	Contract Services	300	0	0	500
691-TOTAL	HISTORICAL COMM.	400	0	100	600
561-5400	Supplies & Expenses	210	89	100	0
561-5200	Contract Services	514	0	0	500
561-TOTAL	HANDICAP COMMISSION	724	89	100	500
1221-100	Personnel	1	1	0	0
1221-200	Supplies & Expenses	0	0	0	0
1221-300	Contract Services	0	0	0	0
1221-400	Capital Outlay	0	0	0	0
1221-TOTAL	FAIR HOUSING COMMISSION	1	1	0	0
563-5100	Personnel	1,062	265	100	100
563-5400	Supplies & Expenses	66	0	0	0
563-TOTAL	HOUSING PARTNERSHIP	1,128	265	100	100
1223-200	Supplies & Expenses	500	0	0	0
1223-TOTAL	OMBUDSMEN	500	0	0	0
129-5400	Supplies & Expenses	0	0	25	25
129-5200	Contract Services	0	0	0	0
129-TOTAL	CABLE ADVISORY	0	0	25	25
	BOARDS & COMMISSIONS	334,066	264,421	281,419	309,266
210-5100	Personnel	2,645,530	2,662,918	2,737,725	2,720,305
210-5130	Overtime	532,599	394,930	345,000	345,000
210-5400	Supplies & Expenses	113,450	115,017	99,570	101,670
210-5200	Contract Services	26,665	45,557	91,075	91,075
210-5800	Capital Outlay	0	0	0	0
210-TOTAL	POLICE DEPARTMENT	3,318,244	3,218,422	3,273,370	3,258,050
231-5100	Personnel	259,992	275,942	292,976	287,751
231-5130	Overtime	60,203	57,885	65,000	72,000
231-5400	Supplies & Expenses	10,326	13,768	14,563	14,564
231-5200	Contract Services	14,730	3,141	4,675	4,675
231-5800	Capital Outlay	0	79,278	0	0
231-TOTAL	AMBULANCE	345,251	430,014	377,214	378,990
220-5100	Personnel	2,854,754	3,076,456	3,035,189	2,958,888
220-5130	Overtime	433,137	191,147	220,979	246,479
220-5400	Supplies & Expenses	83,400	78,761	73,700	79,950
220-5200	Contract Services	131,947	85,072	87,730	92,922
220-5800	Capital Outlay	2,000	0	0	0
220-TOTAL	FIRE DEPARTMENT	3,505,238	3,431,436	3,417,598	3,378,239
291-5100	Personnel	8,494	6,882	6,882	6,882
291-5400	Supplies & Expenses	8,050	51	4,500	4,500
291-TOTAL	CIVIL DEFENSE	16,544	6,933	11,382	11,382
291-5100	Personnel	23,806	25,789	25,748	27,860
292-5400	Supplies & Expenses	3,600	2,669	1,350	2,400
292-5200	Contract Services	2,990	3,066	3,184	3,469
292-TOTAL	DOG OFFICER	30,396	31,524	30,282	33,729

424	Contract Services	177,955	227,067	178,600	187,530
424-TOTAL	STREET LIGHTING	177,955	227,067	178,600	187,530
	PUBLIC SAFETY	7,393,628	7,345,396	7,288,446	7,247,920
241-5100	Personnel	215,033	186,376	230,710	237,735
241-5400	Supplies & Expenses	2,660	2,467	226	2,500
241-5200	Contract Services	18,270	13,750	13,910	5,470
241-TOTAL	BUILDING DEPARTMENT	235,963	202,593	244,846	245,705
244-5100	Personnel	4,786	4,786	4,786	4,786
244-5400	Supplies & Expenses	320	311	320	320
244-5200	Contract Services	1,110	1,096	1,110	1,110
244-TOTAL	SEALER OF WEIGHTS	6,216	6,193	6,216	6,216
	INSPECTIONS	242,179	208,786	251,062	251,921
510-5100	Personnel	78,019	75,847	85,047	89,543
510-5130	Overtime	8,209	796	0	0
510-5400	Supplies & Expenses	1,344	1,803	200	300
510-5200	Contract Services	4,000	3,566	975	22,682
510-5800	Capital Outlay	0	0	0	1,855
510-TOTAL	BOARD OF HEALTH	91,572	82,012	86,222	114,380
522-5100	Personnel	68,714	39,691	37,635	0
522-5400	Supplies & Expenses	933	1,325	825	850
522-5200	Contract Services	3,200	1,615	1,550	19,043
522-TOTAL	PUBLIC HEALTH NURSES	72,847	42,631	40,010	19,893
525-5100	Personnel	4,217	0	0	0
525-5200	Contract Services	2,500	0	12,000	8,112
525-TOTAL	SANITARIAN	6,717	0	12,000	8,112
	PUBLIC HEALTH	171,136	124,643	138,232	142,385
421-5100	Personnel	101,714	104,410	112,269	116,912
421-5131	Overtime	700	623	250	250
421-5400	Supplies & Expenses	3,585	2,396	1,750	2,250
421-5200	Contract Services	3,838	2,464	300	1,020
421-TOTAL	PUBLIC WORKS ADMIN.	109,837	109,893	114,569	120,432
410-5100	Personnel	106,784	83,348	88,649	91,258
410-5400	Supplies & Expenses	2,279	1,676	1,645	1,850
410-5200	Contract Services	722	527	750	750
410-5800	Capital Outlay	0	0	0	0
410-TOTAL	PUBLIC WORKS ENGINEER	109,785	85,551	91,044	93,858
422-5100	Personnel	424,183	378,687	424,603	429,725
422-5130	Overtime	108,756	77,972	68,000	70,040
422-5400	Supplies & Expenses	51,200	63,583	126,675	114,375
422-5800	Contract Services	319,604	168,777	263,500	279,094
422-TOTAL	HIGHWAY DEPARTMENT	903,743	689,019	882,778	893,234

411-5100	Personnel	611,676	567,131	662,499	690,131
441-5130	Overtime	76,129	58,445	66,000	67,980
441-5400	Supplies & Expenses	177,850	176,409	209,766	200,366
441-5200	Contract Services	501,278	472,062	492,042	503,066
441-TOTAL	SEWER DEPARTMENT	1,366,933	1,274,047	1,430,307	1,461,543
650-5100	Personnel	110,388	99,349	106,724	110,058
650-5130	Overtime	17,292	13,137	5,000	5,150
650-5400	Supplies & Expenses	18,570	16,834	13,425	16,475
650-5200	Contract Services	11,635	6,087	6,150	5,650
650-TOTAL	PARKS & TREES	157,885	135,407	131,299	137,333
492-5100	Personnel	84,847	78,813	98,040	96,260
492-5130	Overtime	19,515	19,082	16,500	16,995
492-5400	Supplies & Expenses	110,124	91,107	121,290	120,990
492-5200	Contract Services	39,446	30,870	31,336	31,336
492-TOTAL	MOTOR EQUIPMENT	253,932	219,872	267,166	265,581
453-5100	Personnel	392,512	392,345	423,869	435,109
453-5130	Overtime	61,665	58,103	40,000	41,200
453-5400	Supplies & Expenses	344,087	255,509	255,825	260,450
453-5200	Contract Services	325,658	574,853	340,680	340,848
453-5800	Capital Outlay	2,800	100,256	0	0
453-TOTAL	WATER TREATMENT	1,126,722	1,381,066	1,060,374	1,077,607
452-5100	Personnel	273,683	256,272	270,999	284,316
452-5130	Overtime	81,709	49,404	20,000	20,600
452-5400	Supplies & Expenses	96,510	78,472	34,325	29,325
452-5200	Contract Services	25,134	23,960	27,124	22,168
452-TOTAL	WATER MAINTENANCE	477,036	408,108	352,448	356,409
451-5100	Personnel	82,406	70,912	81,449	82,428
451-5130	Overtime	1,203	783	1,000	1,000
451-5400	Supplies & Expenses	11,916	12,542	9,815	9,815
451-5200	Contract Services	18,545	5,760	14,620	14,620
451-5800	Capital Outlay	0	0	0	0
451-TOTAL	WATER BILLING	114,070	89,997	106,884	107,863
454-5100	Personnel	54,590	40,910	48,196	50,193
454-5130	Overtime	22,868	0	0	0
454-5400	Supplies & Expenses	30,615	4,962	5,225	5,225
454-5200	Contract Services	2,150	0	0	0
454-TOTAL	CROSS-CONNECTION SECT	110,223	48,872	53,421	55,418
	PUBLIC WORKS	4,730,166	4,438,832	4,490,290	4,569,278
300-5100	Personnel	20,411,272	19,461,276	19,750,638	19,902,509
300-5400	Supplies & Expenses	1,076,239	747,468	439,497	496,246
300-5200	Contract Services	3,505,343	4,082,896	4,343,883	4,687,364
300-5800	Capital Outlay	0	0	25,300	0
300-TOTAL	BILLERICA SCHOOLS	24,992,854	24,291,640	24,559,318	25,086,119
310	Operating Costs	3,056,208	3,003,041	2,925,779	2,959,959
310-5800	Capital Costs	178,577	178,577	89,314	79,483
310-TOTAL	SHAWSHEEN TECHNICAL	3,234,785	3,181,618	3,015,093	3,039,442

	PUBLIC EDUCATION	28,227,639	27,473,258	27,574,411	28,125,561
610-5100	Personnel	273,586	282,237	285,651	295,751
610-5400	Supplies & Expenses	55,219	46,947	42,747	47,488
610-5200	Contract Services	55,383	56,649	43,850	44,870
610-TOTAL	PUBLIC LIBRARY	384,188	385,833	372,248	388,109
630-5100	Personnel	92,029	66,118	67,515	70,095
630-5400	Supplies & Expenses	8,946	5,372	2,621	2,621
630-5200	Contract Services	13,630	5,336	4,597	4,597
630-TOTAL	RECREATION DEPARTMENT	114,605	76,826	74,733	77,313
631-5100	Personnel	39,045	21,705	22,000	22,000
631-5400	Supplies & Expenses	2,000	0	0	0
631-5200	Contract Services	3,000	0	0	0
631-TOTAL	SPECIAL RECREATION	44,045	21,705	22,000	22,000
	RECREATION PROGRAMS	158,650	98,531	96,733	99,313
491-5100	Personnel	141,394	115,668	85,346	124,782
491-5130	Overtime	16,566	20,239	17,374	19,315
491-5400	Supplies & Expenses	18,875	13,559	3,750	6,500
491-5200	Contract Services	13,209	8,865	8,729	8,574
491	Adjustments	(19,859)	(19,859)	(35,000)	(35,000)
491-TOTAL	CEMETERY DEPARTMENT	170,185	138,472	80,199	124,171
710-7150	Town Debt-Principal	2,117,245	2,102,245	2,362,245	2,224,749
710-7160	School Debt-Principal	1,022,756	727,756	842,756	318,059
710-7550	Town Debt-Interest	1,093,979	957,660	1,065,980	912,131
710-7560	School Debt-Interest	188,812	175,396	143,675	96,819
710-7130	Temporary Borrowing	452,830	265,686	320,279	279,016
710-7170	Exempt 2.5 Principal	305,000	255,000	255,000	255,000
710-7570	Exempt 2.5 Interest	120,928	103,732	87,939	72,155
710-7580	New Debt Interest		141,892	104,000	129,625
	DEBT SERVICE	5,301,550	4,729,367	5,181,874	4,287,554
193-5302	Town Bldg, Insurance	374,518	339,333	383,599	335,169
193-5304	School Bldg. Insurance	120,503	139,000	154,000	131,000
910-7012	Town Group Insurance	872,525	0	917,560	1,105,707
910-7013	School Group Insurance	900,769	1,600,234	1,402,440	1,670,000
910-7020	Town Workers Comp.	201,449	147,373	179,899	204,297
910-7021	School Workers Comp.	295,687	261,356	246,291	296,000
910-7030	Town Unemploy. Comp.	0	0	60,000	1,500
910-7031	School Unemploy. Comp.	212,300	212,300	20,000	20,000
910-7040	FICA Town	47,000	55,260	50,000	62,000
910-7041	FICA School	51,930	96,430	105,000	100,000
156-5254	Town Telephone Service	65,000	74,705	70,000	68,000
155-5880	T/G Computer	0	0	105,000	105,000
155-5420	T/G Gen. Office Supplies	0	0	30,000	30,000
155-5239	T/G Maintenance & Repair	0	0	27,500	32,500
155-5422	T/G Custodial Supplies	0	0	15,000	15,000
192-5241	Proff. Cleaning Service	0	0	10,000	10,000
	T/G Professional Training	0	0	0	7,500
	T/G Fleet Leasing	0	0	0	27,000
	Early Retirement Incentive	0	0	0	100,000
	Waste Oil	0	0	0	0
	Hazardous Waste	0	0	0	0

433-5285	Solid Waste	1,646,048	1,646,048	1,516,710	1,517,000
459-5287	VFW Posts & DAV	600	600	600	600
910-7050	Connell/Strunk/Husson	4,415	4,415	4,415	4,415
910-7054	Police/Fire Med./Physicals	10,000	22,730	25,000	22,000
	Shared Traffic Engineer	0	0	0	0
193-5310	Memorial/Homecoming	0	0	1	2,300
193-5060	Town Report	7,000	7,000	7,000	7,250
193-5308	Town Audit	17,540	17,540	17,540	63,500
910-7090	Reserve Fund	104,696	0	24,820	40,000
	UNCLASSIFIED ACCOUNTS	4,931,980	4,624,324	5,372,375	5,977,738
	UNCLASSIFIED Details				
2300	School Accounts Only	680,734	2,170,320	1,927,731	2,217,000
2300	Town Accounts Only	4,251,246	2,454,004	3,444,644	3,760,738
	Line Item Budget (above)				
TOTAL	wo/other & w/exempt	53,664,035	51,604,073	52,744,034	53,173,162
	ALLOCATION	55,323,496	53,396,653	52,959,193	0
	Other Charges	0	0	0	3,925,886
	TOTAL				57,099,048

ARTICLE 2

To choose one member of the Bowers Fund for a term of five years; or act in relation thereto.

Submitted by the Board of Selectmen.

ARTICLE 3

To see if the Town will create a new Article in the Billerica General By-Laws entitled "Cable Television Regulations: and insert the following sections in said section.

Section 1 — General

The purpose of this by-law is to establish fair and uniform regulations regarding certain activities of all carriers of cable television who use the public ways of the Town of Billerica for the transmission of cable television services (henceforth referred to as "Carriers").

Section 2 — Channel Numbers

All Carriers shall establish the channel numbers displayed on converter boxes to be the same channels as those channels without the aid of converter boxes.

Section 3 — Broadcast Channel Numbers

All Carriers shall locate all of those over-the-air broadcast channels which are normally received and carried on the cable system, and all public access channels, on channel number 36 or below.

Section 4 — Cafteria Selections

All Carriers shall establish at least four (4) non-overlapping group offerings of all other channels not included in Section 3 or premium channels, in groups that contain similar types of programming (e.g. such as remote over-the-air broadcast, foreign language, news, public service, entertainment, movies, music, etc. type programming) for the purpose of offering more cost saving choices for subscribers.

Section 5 — Validity

The validity of any section or provision of this Article shall not affect the validity of any other section or provision thereof;

or act in relation thereto.

Submitted by Selectman David F. Delorey, Jr.

ARTICLE 4

To see if the Town will vote to amend the General By-Laws, Article 20, Section 8, a-6 (New)

1. This General By-Law permits the use of political signs on all public places within the Town of Billerica, providing that these signs are held or manned by an individual or individuals. Unmanned signs will be confiscated and destroyed.

2. Signs will be permitted to be posted at all polling/election locations within the Town on Election Day, at such locations as shall be designated by election officials no less than 150 feet from the entrance to such polling places in conformance with G.L. C54, S65. These signs may or may not be held/manned by an individual or individuals.

3. All political signage must be removed from all polling/election locations by noon of the day following election day. Signs which remain at polling/election locations beyond noon the day after the election will be confiscated and destroyed:

or act in relation thereto.

Submitted by Ralph Krau, Selectman

ARTICLE 5

To see if the Town will vote to amend the Zoning By-Laws by adding Section 16.6A (New).

1. This zoning by-law permits the use of political signs on all public places within the Town of Billerica, providing that these signs are held or manned by an individual or individuals. Unmanned signs will be confiscated and destroyed.
2. Signs will be permitted to be posted at all polling/election locations within the Town on Election Day, at such locations as shall be designated by election officials no less than 150 feet from the entrance to such polling places, in conformance with G.L. C54, S65. These signs may or may not be held/manned by an individual or individuals.
3. All political signage must be removed from all polling/election locations by noon of the day following Election Day. Signs which remain at polling/election locations beyond noon the day after the election will be confiscated and destroyed;

or act in relation thereto.

Submitted by Ralph Krau, Selectman

ARTICLE 6

To see if the Town will vote to replace the General By-Laws Article VI, Section 17:

Section 17: No person shall fire or discharge a firearm, rifle, shotgun, or explosives of any kind within the limits of any highway, road, park, or other public property, except with the permission of the Board of Selectmen, or on any private property, except with the consent of the owner or legal occupant thereof;

This by-law shall not apply to the following:

A. To the lawful defense of life or property;
B. To any law enforcement officer acting in the discharge of his duties;
C. The discharge of firearms, rifle or shotgun, cannon, (with blank ammunition) in fulfilling the needs of historical, ceremonial, competitive and sporting activities; (e.g., starter gun). For various road races (running/walking) held throughout the Town as fund raisers and for special events (e.g. Yankee Doodle Homecoming Weekend).
D. Sporting organizations and or sporting clubs will be required annually, (during the month of January) to notify the Chief of Police and the Board of Selectmen in writing, of their intent to continue their operation as a sporting organization/club for the ensuing year.

Notice of this by-law shall be posted at each major roadway entering the Town of Billerica;

Any person violating this by-law shall be punished by a fine of not more than two-hundred and fifty dollars for each offense;

or act in relation thereto.

Submitted by Selectman Ralph Krau

ARTICLE 7

To see if the Town will vote to amend the Billerica Town By-Laws by adding a new article 28 SALE OF LOW ALCOHOLIC BEER/LOW ALCOHOLIC WINE which reads:

Whoever makes a sale or delivery of any low alcoholic beer or low alcoholic wine, or any malt beverage with any alcoholic content, however much reduced, to any person under twenty-one years of age in any establishment licensed under Massachusetts General Laws Chapter 138, Section 12, 15, 19B or 19C shall be punished by a fine of not more than three hundred dollars ($300.00).

Such low alcoholic beer or such malt beverages or low alcoholic wine shall be sold only by establishments licensed by the Town pursuant to Massachusetts General Laws Chapter 138;

or act in relation thereto.

Submitted by the Board of Selectmen

ARTICLE 8

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $1,000,000 to fund deficits in the 1992/1993 budget;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen.

ARTICLE 9

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $100,000.00 to pay previous year's bills;

or act in relation thereto.

Submitted by the Town Administrator authorized by Board of Selectmen

ARTICLE 10

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds the sum of $10,000 to purchase a P.S.A.P. (Public Service Answering Point) for the Fire Department;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 11

To see if the Town will vote to authorize the Board of Selectmen to acquire the following land parcels and/or rights in land parcels for the purpose of obtaining secure and public rights-of-way. This action will allow for the construction and/or roadway safety improvements for the Boston Road/Wyman Road traffic improvement project, Boston Road/Tower Farm Road traffic improvement project, and the Fordway Bridge (Pollard Street) replacement project.

	Total # Parcels	Total Area (sf)
In fees	(3)	5,698 sf
Permanent Easements	(1)	2,400 sf

Further, that the Board of Selectmen may acquire these parcels, or modification of these parcels, through all legal means. This includes donations, purchase and/or eminent domain. The subject parcels are identified on plans:

LAND TAKINGS BY FEE

By: Hoyle, Tanner Assoc.
Dated: July, 1992
Titled: Comm. of Mass. Intersection Reconstruction Boston Road/Tower Farm Road
By: C. E. Humphrey, Surveyor
Dated: 1 March, 1918
Titled: Land Court Plans 3708C and 3708D and 3708P and Subdivisions of 3708, Lot 39

PERMANENT EASEMENTS

By: Fay, Spofford, Thorndike, Inc., Lexington
Dated: 1992
Titled: Comm of Mass. Plan and Profile of Bridge Replacement Project in the Town of Billerica

and furthermore, to raise and appropriate, borrow or transfer from available funds the amount of $25,000 for the purpose of appraisal fees, awards, recording fees and fees related to the acquisition of these parcels;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 12

To see if the Town will vote to borrow, raise and appropriate or transfer from available funds the amount of $2,200,000.00 for the construction of an emergency power generating system for the Billerica Water Treatment Plant and/or all appurtenances related to said project;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 13

To see if the Town will vote to transfer the amount of $105,000.00 from Account No. 27831-4000 Sewer Sinking Fund, to Account No. 44130-5220, Sewer Division Professional, for the purpose of performing repairs to the sewer collection system to eliminate infiltration of groundwater to the system;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 14

To see if the Town will vote to transfer the amount of $82,289.28 from the Contract 24 Fund Account to Account No. 44130-5520, Sewer Division Professional, for the purpose of procuring engineering and laboratory services to perform a Local Limits study as mandated by the Federal Environmental Protection Agency and to rehabilitate and/or repair sewer pump stations in the sewer collection system, as needed;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 15

To see if the Town will vote to divide jurisdiction of the Town of Billerica, Sanitary Sewer Rules and Regulations dated May 29, 1985 and all subsequent amendments voted, as follows:

A. To be regulated by Town Meeting
- Article VII — Annual Charges for Use of Sewer Systems
- Article XI — Penalties

B. To be regulated by the Board of Selectmen:
- Article I — Definitions
- Article II — Requirements for Connection to Public Sewers
- Article III — Building Sewers and Connections

Article IV — Use of Public Sewers
Article V — Wastewater Discharge Permits
Article VI — Reporting Requirements for Wastewater Discharge Permitees
Article VIII — Protection from Damage
Article IX — Powers and Authority of Inspectors
Article X — Confidential Information
Article XII — Validity;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 16

To see if the Town will vote to adopt the provisions of MGL C44, S53G in order to set up a special account to pay for the services of a consultant engineer to review submittals pursuant to MGL C40A, S9 and 12 (Special Permits), 41 Section 81Q (Subdivision Rules and Regulations), 40b Section 21 (Comprehensive Permits), and 111 Section 31 (Health Regulations);

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 17

To see if the Town will vote to appropriate the sum of $500,000.00 for the cost of additional departmental equipment; to determine whether this appropriation shall be raised by borrowing or otherwise;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 18

To see if the Town will vote to appropriate the sum of $750,000.00 for developing land for burial purposes and for construction of paths and avenues and embellishing the grounds in said developed areas in a cemetery owned by the Town; to determine whether this appropriation shall be raised by borrowing or otherwise;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 19

To see if the Town will vote to appropriate $1,000,000.00 for purchase of Water Department equipment consisting of a back-up generator for the Town's Water Treatment Facility; to determine whether this appropriation shall be raised by borrowing or otherwise;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 20

To see if the Town will vote to appropriate the sum of $190,000.00 for the purpose of paying the principal of $190,000.00 bond anticipation notes originally dated April 23, 1992; to determine whether this appropriation shall be raised by a transfer of available funds or otherwise;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 21

To see if the Town of Billerica will instruct its representatives to the General Court to support an amendment to the FY94 State budget to guarantee that cities and towns receive the full $47 million growth in lottery revenues;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 22

To see if the Town of Billerica will instruct its representatives to the General Court to support legislation filed by the Massachusetts Municipal Association that would establish in state law a Local Roads Fund in order to ensure a fair and predictable share of state gas tax collection for distribution to cities and towns for use on local roads;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 23

To authorize the Billerica School Committee to continue to operate a BEAM Revolving Fund for 1993-94 under G.L. C44, Section 53-1/2 for the purpose of receiving insurance and other revenues and spending monies to operate the program in an amount not to exceed $200,000.00;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 24

To see if the Town will transfer from various prior year School Department accounts a sum of $64,060.31 for the purpose of providing elementary school mathematics and science curriculum and materials;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 25

To see if the Town will vote to raise and appropriate a sum of $235,886.00 (Asbestos Abatement in Public School Grant) for the purpose of paying the principal and interest on asbestos removal Bond Anticipation Notes originally dated April 23, 1992;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 26

To see if the Town will vote to raise and appropriate or transfer from available funds, or borrow the sum of $1.2 million for the purpose of replacing the entire roof at the Marshall School and substantial portions of the roof at the Billerica Memorial High School;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 27

To see if the Town will vote to accept a $48,352.00 Equal Educational Opportunity Grant for the Shawsheen Valley Regional Vocational Technical High School District for the 1993-94 School year;

or act in relation thereto.

Submitted by the Shawsheen Valley Regional School Committee

ARTICLE 28

To see if the Town will vote to fix the compensation of the following six elected officers of the Town and determine that any salary increase shall become effective July 1, 1993:

Selectman, Chairman
Selectmen, Members
Town Clerk

or act in relation thereto.

Submitted by the Finance Committee

ARTICLE 29

To see if the Town will vote to provide a Reserve Fund and to determine what sum of money the Town will raise and appropriate, including appropriations from available funds, to defray expenses and charges of the Town, including debt and interest for the ensuing fiscal year;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 30

To see if the Town will vote to transfer from Free Cash a sum of money to be applied to the fiscal year 1993-94 tax rate;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 31

To see if the Town will vote to allow the Town Administrator, upon the request of a Department Head or Board, or Commission, to make a transfer of funds between budget line items, not to exceed a difference of $2,000.00 from the amount voted at the Town Meeting per line item per the fiscal year, with the exclusion of the Travel Accounts within the same department; transfers within department line items in excess of $2,000.00 per fiscal year must be approved by the Finance Committee; a written report from the Town Administrator on all transfers of $2,000.00 and under must be provided to the Finance Committee on the first Tuesday of each month;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 32

To see if the Town will vote to raise and appropriate, transfer or borrow the sum of $75,000.00 for the purpose of a property revaluation of Commercial, Industrial, Residential and Personal Property in order to meet the requirements of the General Statutes;

or act in relation thereto.

Submitted by the Billerica Board of Assessors

ARTICLE 33

To see if the Town will vote to amend the General By-Laws Article XXVII as follows:

The Director of Planning is directed to prepare for presentation at the 1993 Fall Town Meeting a three year plan designed to achieve full access to municipal services/facili-

ties including but not limited to municipal offices, schools and recreation services/facilities. Such access shall be in compliance with all applicable regulations of the federal and state access law. The plan for access shall include specific target dates and shall be presented for review and approval at the Fall 1993 Town Meeting. The Director of Planning shall consult on a regular basis with the Commission of Handicapped Affairs in preparation, development and implementation of this plan, according to the Americans with Disabilities Ace (ADA), state law the rules and regulations of the Architectural Access Board;

or act in relation thereto.

Submitted by the Handicapped Commission

ARTICLE 34

To see if the Town will vote to request that the Board of Selectmen submit a petition to the legislature to exempt from the provisions of Civil Service, Chapter 31 of Massachusetts General Laws to position of Board of Health Public Health Nurse;

or act in relation thereto.

Submitted by the Board of Health

ARTICLE 35

To move that the Town Meeting delete the current Article I of the General By-Laws and replace it with the following

ARTICLE 1

1. TOWN MEETINGS
   - 1.1 **SCHEDULE:** The Representative Town Meeting shall meet in the Spring and Fall of each calendar year.
     - A. The Spring Town Meeting shall begin on the first Tuesday in May.
     - B. The Fall Town Meeting shall begin on the first Tuesday in October.
     - C. Meetings are to commence at 7:30 P.M. and shall continue by adjournments on consecutive Tuesday and Thursday evenings until all of the business in the warrant has been acted upon.
     - D. Town meeting may waive consecutive meeting provisions as to any particular Tuesday or Thursday by a two-thirds vote.
   - 1.2 **QUORUM:** The presence of at least one hundred and twenty one (121) Town Meeting Representatives shall be necessary to constitute a quorum at Town Meeting; provided that a number less than a quorum may, from time to time, adjourn the meeting.
     - A. Within twenty minutes from the time at which the Town Meeting is scheduled to begin; either as stated in the warrant as issued by the Board of Selectmen or in the case of an adjourned session as stated by vote, a quorum count shall be called.
     - B. If fewer than a quorum of Town Meeting Representatives are present, the meeting shall forthwith stand adjourned.

2. **RULES**
   - 2.1 When a question is under debate, only the following motions shall be accepted:
     - (1) To lay on the table
     - (2) Move the question
     - (3) To refer to committee
     - (4) To postpone to a time certain
     - (5) To adjourn
     - (6) To amend
     - (7) To postpone indefinitely
     - A. Motions shall have precedence in the order in which they are named.
   - 2.2 No speaker may make a motion to "MOVE" the question immediately after speaking on the same question.
   - 2.3 After a voice vote, in the decision of the Moderator is doubted, or a division of the house called for by seven or more Town Meeting Representatives, the Moderator shall require all persons in the house to be seated.
     - A. The question shall then be distinctly stated and those voting in the affirmative and negative, respectively, shall be requested to rise and stand in their places until they are counted by the Moderator or Tellers.
     - B. No person shall be counted who does not comply with the request to occupy a seat.
   - 2.4 Any motion which is of a complicated nature or of unusual length and every amendment shall be in writing.
     - A. The Moderator may require any motion to be put in writing.

2.5 No person shall be permitted to speak without first obtaining leave of the Moderator.

A. Every person speaking shall stand and address the Moderator.

B. They shall confine themselves to the question under debate and avoiding personalities.

2.6 The Moderator shall permit only Town Meeting Representatives to enter upon the floor of any Town Meeting.

A. The Moderator may designate areas to be occupied by guest or Town Officers.

2.7 The Moderator shall appoint Tellers for every Town Meeting.

2.8 The Moderator shall not recognize anyone rising to speak who has already spoken on the question under debate if there are others who wish to speak that have not spoken.

2.9 Motions for reconsideration must have a two thirds vote to pass.

A. No motion for reconsideration shall be accepted after one (1) hour of Town Meeting time has elapsed after the vote.

2.10 All Committees shall be appointed by the Moderator unless otherwise directed by Town Meeting.

2.11 Any portion of the Minutes of Town Meetings shall, if requested, be read by the Town Clerk before adjournment.

3. ELECTIONS

3.1 The Annual Town Election for the election of Town Officers, Town Meeting Representatives and for the determination of all other matters being referred to the voters shall be held on the first Saturday in April.

A. If the first Saturday in April falls on the day before Easter, the annual Town Election shall automatically be moved to the second Saturday in April.

4. WARRANT ARTICLES

4.1 SCHEDULED: Articles for the Town Meeting Warrant must be received by the Board of Selectmen at least thirty days prior to the beginning of Town Meeting.

4.2 POSTING OF: The Warrant for all Town Meetings shall be directed to any of the Constables of the Town.

A. They shall post attested copies of the Warrant in a public place in each precinct, and any other public place as may be directed by the Selectmen.

B. The posting shall be at least seven (7) days prior to the date of the semi-annual Town Meetings and at least fourteen (14) days before a Special Town Meeting.

4.1 NOTIFICATION: The Town Clerk shall notify, via U.S. mail, each member of the Finance Committee that the Clerk's Office is in receipt of the Town Warrant from the Board of Selectmen.

4.4 MONEY ARTICLES: All Town Meeting Articles which purposes to raise and appropriate, transfer from available funds and/or borrow a sum of money, shall specifically stipulate the maximum dollar amount to be raised and appropriated, transferred from available funds and/or borrowed.

A. No motion shall be received that will increase the aforementioned amounts.

B. The aforementioned restrictions shall not apply to the annual omnibus line item budget articles and any articles which purpose is to reduce the tax rate via a transfer from free cash.

5. FINANCE COMMITTEE

5.1 APPOINTMENTS: Upon approval of this by-law, the Moderator shall forthwith appoint a Finance Committee consisting of eleven (11) inhabitants of the Town of Billerica for the following terms:

(1) Four (4) members for three (3) years
(2) Four (4) members for two (2) years
(3) Three (3) members for one (1) year
(4) Thereafter, upon the final adjournment of each Spring Town Meeting, the Moderator shall forthwith appoint members to serve for a three (3) year term.

5.2 VACANCIES: A vacancy occurring other than by expiration of a term, shall be filled for the unexpired term by the Moderator.

5.3 EX-OFFICIO MEMBER: The Town Accountant shall serve in an advisory capacity as a non-voting member of the Finance Committee.

5.4 MEETINGS:

A. Upon being notified by the Town Clerk that the Warrant has been received in that office, the Finance Committee Chairman shall call a meeting of the committee not less than 48 hours nor more than 72 hours after receipt of notification.

B. The committee shall meet on the second Monday of March, June and October for the purpose of considering sub-committee reports as to the Town's affairs.

5.2 DUTIES: The committee shall carefully consider each warrant article and prepare a written report of their investigations.

A. The report shall state if they do or do not recommend that the article for passage by the Town Meeting and their reasons for so doing.

B. The Committee shall have access to all books and records of the Town that they deem necessary to fulfill their duties and obligations.

C. If the report is not unanimous, a minority report may be filed.

6. COLLECTIVE BARGAINING AGREEMENTS

6.1 AVAILABILITY: Copies of all contracts, in their entirety, entered into with employees of the Town pursuant to collective bargaining, shall be made available to the Town Moderator, Town Accountant, Chairman of the Finance Committee, Chairman of the Personnel Board and all Town Meeting Representatives at least seven days before the Town Meeting is to vote on the question of appropriating funds to implement the said agreements.

A. If a motion to appropriate any such funds is made without seven (7) days having elapsed, the question shall be laid upon the table until the next session of the Town Meeting held after such period has elapsed.

B. Copies of all collective bargaining agreements shall also be placed on file in the office of the Town Administrator, the office of the Town Clerk and the Town Library at least seven (7) days before any are to come before the Town Meeting for any action.

C. Accompanying all such contracts shall be a document highlighting the changes from the previous contract and the estimated total cost of each change over the life of the contract.

6.2 Copies of all collective bargaining agreements, along with a document highlighting the changes from the previous contract, shall be placed on file in the following locations at least seven (7) days before any are to come before the Town Meeting for any action:

(1) Town Moderator
(2) Town Clerk
(3) Town Library

6.3 Copies of all contracts, in their entirety, entered into with employees of the Town pursuant to collective bargaining, shall be made available to the following persons at least seven (7) days before the Town Meeting is to vote in the question of appropriating funds to implement the said agreements.

(1) Town Moderator
(2) Town Accountant
(3) Chairman, Finance Committee
(4) Chairman, Personnel Board
(5) All Town Meeting Representatives.

6.4 If a motion to appropriate any such funds is made without seven (7) days having elapsed, the question shall be postponed until the next session of the Town Meeting held after such period has elapsed.

7. PROPOSED BUDGET, SUBMISSION TO FINANCE COMMITTEE

7.1 At least sixty (60) days before the Town Meeting is scheduled to meet in its Spring session, the Town Administrator shall file with the Finance Committee and provide for publication of, a proposed operating budget for the ensuing fiscal year, as provided for in section 5-3 of the Charter.

7.2 The School Committee shall submit its proposed budget as required in section 5-2 of the Charter at least thirty (30) days before the date the Town Administrator shall file his report with the Finance Committee.

A. Notwithstanding the said date for formal submission, the Town Administrator may insofar as it is practical for him to do so, submit preliminary information and data to the Finance Committee in advance of such date, in order to assist it in the performance of it's duties.

8. DEFINITIONS

8.1 Quorum: Equals 121 Town Meeting Representatives

8.2 Town Meeting Representatives: Refer to Section 2-5 of Town Charter under Representative Town Meeting Members.

8.3 Moderator: The Presiding Officer at Town Meeting;

or act in relation thereto.

Submitted by the By-Law Review Committee

ARTICLE 36

To see if the Town will vote to amend Article 26 of the Acts of 1988 to read:

"The Town of Billerica Scholarship Foundation Committee to consist of the Superintendent of Schools, or his designee, and twelve members who shall be residents of the Town of Billerica and shall be appointed by the Board of Selectmen. No member shall have a relative under consideration for a scholarship award during his/her term of appointment. The terms of office for all members shall be three years; in the event of a vacancy for any reason, the vacancy shall be filled for the unexpired term.

or act in relation thereto.

Submitted by the Town of Billerica Scholarship Committee, Deborah Krau, Chairman

ARTICLE 37

To see if the Town will vote to add the following to the General By-Laws of the Town of Billerica, Article 1, Section 5 as follows:

SECTION 5A

When an amendment to the question is under debate, no motion shall be received to move the previous question on the main motion. However, a motion to move the question on the amendment may be accepted;

or act in relation thereto.

Submitted by James P. Haines, Petitioner and Messrs. MacDonald, Roberts, Sr., Montanari, Tracey and Madames Haines, MacDonald, Markarian, Roberts and Pearson

ARTICLE 38

To see if the Town will vote to amend the Zoning By-Law from a Rural Residence District to a Neighborhood Residence District the whole or any part of land owned by H. J. Allan, Inc. of 572 Boston Road, Billerica, MA, located off Nashua Road in said Town, bounded and described as follows:

Parcel One

A certain parcel of land with the buildings thereon, situated in Billerica in said County, bounded and described as follows, viz: Westerly by the road leading from Chelmsford to Bedford, now known as Nashua Road, and by a crossroad; Southeasterly by land now or formerly of G. C. Simonds, about twenty chains; Northeasterly by land which now or formerly has been conveyed to F. J. Smith, one chain and fifty-five links; Southeasterly by the same ten chains and ninety-six links; Southeasterly again by the same five chains and forty-eight links; Northerly by land now or formerly of Henry Duran, ten chains and seventy-five links; and Northerly by land now or formerly conveyed to Otis S. Brown, being a continuation of said last nine.

Parcel Two

A tract of land situated on the Easterly side of the road leading from Bedford to Chelmsford, now known as Nashua Road, in said County near the Spaulding School and bounded in the North by land now or formerly of Sumner Brown, on the East by land now or formerly of said Brown, South by the same and West by said Nashua Road.

Containing in all fifty-three and 30/100 (53.3) acres, more or less.

Said parcels are shown on Lots One through Forty-one, together with the roadway on a plan entitled "Simonds Farm Subdivision". Nashua Road, Billerica, Mass., dated November 17, 1986, prepared by Howe Survey Associates, Inc. and recorded with Middlesex North Registry of Deeds on April 14, 1987, in Plan Book 159, Plan 33.

Excluding from the above description and specifically excluded from this petition is the area designated as Parcel A on said plan, as well as Lots 1 through 9, inclusive, and Lots 27 through 30, inclusive, as shown on said plan;

or act in relation thereto.

Submitted by Myra G. Muir, Petitioner and Messrs. Parker, Brooks, Riel, Ballota Anderson and Madames Parker, Baniewicz, Ballota and Perry.

ARTICLE 39

To see if the Town will vote to amend the Zoning By-Law and Re-zone from a Village Residential District to a General Business District the whole or any part of land owned by Crecenzo Federico & Robert Federico and Crecenzo Federico & Mario Chiuccariollo on 2 Bridge Street and Bover Lane in Billerica, bounded and described as follows:

Parcel 151

Beginning at the Northeast corner of Parcel 151 and the Northwest corner of Parcel 154, thence running S-15 degrees, 49 feet, 42 inches E. one hundred and fifty and 00/100 feet (150.00). Thence, turning and running along Parcel 152 S-74 degrees, 10 feet, 18 inches W ninety-five and 00/100 feet (95.00) to the easterly sideline of Bover Lane. Thence, turning and running along the sideline of Bover Lane N 15 degrees, 49 feet, 42 inches W one hundred and fifty and 00/100 (150.00) to the Southerly sideline of Bridge Street. Thence, turning and running along the Southerly sideline of Bridge Street N 74 degrees, 10 feet, 18 inches ninety-five and 00/100 feet (95.00) to the point of beginning. Said parcel contains 14,250.00 square feet.

Parcel 152

Beginning at the Northeast corner of Parcel 152 and the Southwest corner of Parcel 151. Thence, running S-35 degrees, 49 feet, 42 inches E one hundred and sixty and 15/100 feet (160.15) to the edge of the Concord River. Thence, turning and running S-51 degrees, 30 feet, 11 inches W ninety-five and 80/100 feet (95.80) to the corner at the property owned by Joseph Bover, thence, turning and running along the land of Bova N-39 degrees, 53 feet, 42 inches E one hundred and fifty and 50/100 feet (150.50) to the end of Bover Lane. Thence turning and running along the Easterly sideline of Bover Lane N-15 degrees, 49 feet, 42 inches W fifty and 00/100 feet (50.00) to a lot corner. Thence turning and running along Parcel 151 N-74 degrees, 10 feet, 18 inches E ninety-five and 00/100 feet (95.00) to the point of beginning. Said parcel contains 18,099.91 square feet;

or act in relation thereto.

Submitted by Daniel T. Kindred, Petitioner, and Messrs. Dangora, Jr., Farmer, Allen, Jr., Ward, Annese, Lucacio, Lucacio and Madames Abelli and Fleming

ARTICLE 40

To see if the Town will vote to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from a Rural Residence District to a Residential Cluster Overlay District, the whole or any part of land owned by Cook Realty Trust II on Hardwood Drive in said Town, bounded and described as follows:

A certain parcel of land located on the Southerly side of Hardwood Drive, containing 21.54± acres and thus bounded:

Beginning at a point on the southerly side of Hardwood Drive at land now or formerly of R. J. Lavoie and B. S. Minghella; Thence, by the southerly side of Hardwood Drive S 82 degrees, 51 feet, 20 inches E, 459.84 feet;

Thence S 82 degrees 42' 40" E, 116.92 feet

Thence S 83 degrees 48' 00" E, 226.9 feet

Thence S 87 degrees 51' 40" S, 108.22 feet

Thence S 15 degrees 52' 20" E, 162.75 feet

Thence S 02 degrees 57' 20" E, 82.80 feet

Thence S 04 degrees 05' 50" E, 200 feet

Thence N 00 degrees 22' 00" E, 271.07 feet

Thence N 00 degrees 41' 40" E, 151.03 feet

Thence S 88 degrees 32' 00" E, 196.89 feet

Thence N 02 degrees 47' 16" W, 325.56 feet

Thence N 82 degrees 16' 40" E, 154.88 feet

Thence still N 82 degrees 16' 40" E, 233.38 feet

Thence S 21 degrees 37' 07" E, 437.12 feet

Thence S 87 degrees 52' 14" E, 173.61 feet

Thence S 11 degrees 23' 49" E, 950.53 feet to the point of beginning;

or act in relation thereto.

Submitted by Leonard Caporale, Petitioner and Messrs. Paris, Jr., Hand, Ducette and Madames Caporale, Hayes, Martin, Hand, Ducette and Powers.

ARTICLE 41

To see if the town will vote to establish the Warrant Action Committee, as follows:

The Town of Billerica Warrant Action Committee will consist of five (5) members as follows: a member of the Board of Selectmen, appointed by the Selectmen; a member of the Finance Committee, appointed by the Finance Committee; two members who are Town Meeting Representatives, appointed by the Moderator; and either the Town Administrator or Assistant Town Administrator.

Members of this committee will be appointed for a one-year term at the close of Town Meeting each year. The Warrant Action Committee will report to the next Town Meeting on each warrant article that required an action by any Town Board, Town Committee or Town Employee;

or act in relation thereto.

Submitted by Maureen M. Sullivan, Petitioner and Messrs. Biagiotti, Barbere, Greene, Casey, Flynn and Madames Miller, Barker and Greene.

ARTICLE 42

To see if the Town will vote notwithstanding the provisions of Section 46, of Chapter 31 of the General Laws, or any other general or specialized law to the contrary the Personnel Administrator is hereby authorized to reinstate John V. Balboni as a Firefighter in the Fire Department of the Town of Billerica;

or act in relation thereto.

Submitted by Kenneth E. MacPherson, Petitioner, and Messrs. Coneeny, Valeriami, Ratte, Thorlton, McKenna, Chamberlain, McCaffrey, Hayes and McKenna.

ARTICLE 43

To see if the Town will vote to allocate all funds received from fines assessed for violations of handicap parking in the Town of Billerica to the Commission on Disabilities. Funds so received to be deposited by the Town Treasurer in a separate account from all other monies, as provided for by Massachusetts Senate Bill No. 879, approved and signed into law in November, 1992;

or act in relation thereto.

Submitted by Olga S. Symes, Petitioner and Messrs. Cangiamila, Tufts, Lister, Sr., Griggs, Nitschelm, Malloy and Madames Gaulin, Williams and Roberts

ARTICLE 44

To see if the Town will vote to discontinue Gatecliff Street (a portion of) Plate 42, Parcel 8;

or act in relation thereto.

Submitted by Richard Annese, Petitioner and Messrs. Kindred, Hammond, Cooke, DiMartino, Stokes, Farago, Dolliver, Whelan and Keaney

ARTICLE 45

To see if the Town will vote to discontinue Blackwood Avenue from Beaconcrest Court south to Nutting Lake for approximately eighty (80) feet as a public way;

or act in relation thereto.

Submitted by Edward W. Cutone, Petitioner and Messrs. Legrow, Keltgen, Sarrategni, Landy, Moreira, and Madames Cutone, Legrow, Landy and Moreira

And you are hereby directed to serve this Warrant by posting a true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Turco's Gas Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; one copy at the Billerica Public Library.

Given under our hands this twenty-seventh day of April, 1993

BOARD OF SELECTMEN

S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice, Chairman
S/Ralph M. Krau, Secretary
S/Brion Cangiamila
S/Thomas H. Conway, Jr.

A True Copy
ATTEST:
S/John Harring
Constable, Town of Billerica

April 27, 1993

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Annual Spring Town Meeting to be held on Tuesday, May 4, 1993, at 7:30 P.M. at the Maurice A. Buck Memorial Auditorium 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
DeMoulas Market, Town Plaza, Boston Road
Billerica Mall, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station

Signed:
S/David R. Lasky,
Constable, Town of Billerica

SPECIAL TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION — MAY 4, 1993

Moderator Sullivan appointed Louise French, Patricia Fleming, Karen Miller, Dorothy M. Callihan and Oren D. Hunt as tellers. They were sworn in by Town Clerk Shirley E. Schult, CMC.

A quorum count was requested. With one hundred eighty-three (183) Town Meeting Members present, the Special Town Meeting was declared in session at 8:32 P.M.

Moved and seconded to accept the warrant as duly served by the Constable. Motion CARRIED.

Moved, seconded and VOTED to dispense with the reading of the warrant.

Moved, seconded and VOTED to bring Article 5 forward.

ARTICLE 5

Selectman Krau moved that the Town vote to accept the provisions of Chapter 399 of the Acts of 1992 which provides for an early retirement incentive program for certain municipal employees and further accept Chapter 32, Section 22D which provides for the establishment of a retirement system funding schedule. Seconded.

Town Administrator Robert Mercier explained the article. He stated that Town Meeting approved the early retirement last year and some employees made major life decisions based on that vote. A glitch in the law as passed by the State prohibited Billerica from entering into it and therefore it had to be brought back this year. The Body should carefully consider the administrative problems which would obviously be encountered if the plan does not pass the Town Meeting.

Passage of the plan will allow for some significant restructuring of the public safety units which will not be possible if this does not pass. However, if cost is the sole criteria for making this decision, then it does make sense to support this incentive. There are about forty-two (42) persons: six Police Officers, thirteen Fire Personnel, one from the Cemetery Department, two from Public Works, one Department Head and two Clerks for a total of twenty-five (25) on the Town side and seventeen (17) non-teaching personnel on the School side who have expressed interest in this incentive. This is a one shot deal and participation will be offered on seniority within the system. There are approximately one hundred twenty (120) employees eligible but the Selectmen have capped the number at forty-five (45) participants. This is recommended as a ten-year payback period and should only be accepted if a pension stabilization fund is established.

Finance Committee did not recommend this Article. The vote was six opposed, three in favor and two abstentions because of the cost. A minority report was given by Madeline Sargent.

Considerable discussion ensued.

Rep. Collins stated that the purpose of the early retirement incentive was to eliminate jobs. This proposal will not eliminate jobs as was done at the State level, it is just moving those there now out and advancing others to fill the slots.

Discussion continued, when it was moved, seconded and VOTED unanimously to cut off debate.

The motion was put to a vote. On a voice vote, the motion was declared LOST. The vote was questioned by more than seven people. A rising vote was taken. With one hundred ten (110) voting in favor and sixty-seven (67) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 5. Motion LOST.

ARTICLE 1

Selectman Krau moved to amend the General By-Laws by deleting the current Article XXII — Gas Stations and inserting the following new Article XXII — Gas Stations:

ARTICLE XXII — GAS STATIONS

SECTION 1. Self service gas station shall mean that type of gas station wherein motor fuel is dispensed by anyone other than an employee of the gas station.

SECTION 2. Notwithstanding any other provision of this By-Law, no self-service gas station shall be permitted in the Town of Billerica except as provided for in Sections 3 and 6.

SECTION 3. Subject to approval of the licensing authority, a gas station may include one or more islands of self-service pumps, if the licensing authority finds that it is in the public interest. In determining whether additional self-service islands are in the public interest, the licensing authority shall consider public safety, traffic congestion, the level of

automotive services (e.g. repairs, maintenance, emergency service, etc.) and other factors related to the public interest.

SECTION 4. All self-service pumps shall have posted thereon in a conspicuous place, with consistent lettering, a set of instructions for use of the self-service pumps, payment options, and other such procedures; in all places where the foregoing instructions appear, an instruction to shut off the automobile's engine and extinguish all smoking materials prior to pumping any gasoline shall also be included and the gas station shall provide and maintain a free air pump with an adjustable meter.

SECTION 5. The owner of a gas station shall be subject to Section 3 when any substantial change in the operation of the gas station relative to provision of repairs, inspections, preventative maintenance, gasoline or ancillary services.

SECTION 6. For the purpose of this by-law, those gas stations existing on May 12, 1992, shall be deemed to have met the public interest test required in Section 3 on the day of the acceptance of this section by the Town Meeting.

Attorney James Dangora, Legal Counsel for three of the self-service stations presently located in town spoke on this by-law change.

Attorney Dangora stated that there are presently four (4) self-service stations in Town. The by-law that was passed last year prohibits completely stations that only offer self-service. The by-law states they need to have full-service pumps. The cost to comply (if they are able to) would be between $30,000.00 and $50,000.00. It will put some of them out of business. A committee of business owners, their attorneys and the Selectmen got together and spent a lot of time and effort coming up with this by-law which is an agreement that everyone can live with. He then urged the Body to pass the article as is. The intent of this change would grandfather the four stations that legally existed before the by-law change last year.

Finance Committee concurred. Rules Committee concurred.

Rep. January moved to amend the article by deleting Section 2. He spoke against the need to regulate what the public may want. Seconded.

Several Representatives spoke against the increasing regulation of businesses in town.

Much discussion ensued on the motion to delete Section 2.

Rep. Bonnell moved the question. Seconded. The motion to cut off debate CARRIED unanimously.

The amendment to delete Section 2 LOST.

The main motion as presented was put to a vote. Motion CARRIED.

ARTICLE 2

Selectman Krau moved that the Town vote to authorize the Board of Selectmen to petition the Great and General Court to enact legislation to transfer ownership of 194 acres of land located on the easterly side of Treble Cove Road, Billerica, MA from Middlesex County to the Town of Billerica. Said 194 acres are more particularly shown on a plan entitled:

The County of Middlesex Plan of Land in Billerica,

Owned by: The County of Middlesex to be Used and Maintained as a Park and Recreation Area Under Authority of Chapter 486 of the Acts of 1979. Middlesex County Engineering Dept., Oct. 1980, Scale 1" = 100' (4 sheets), recorded in the Middlesex North District Registry of Deeds, Book of Plans M, Plan 732; and further that the said 194 acres are to continue to be used as park and recreation area in perpetuity.

Rep. Emmons gave a background report on this article. He stated that a sub-committee comprised of representatives of the Board of Selectmen, the Conservation Commission, the County Commissioners and residents have been working for about four years to have the land in question transferred to the Town. The Town of Billerica, various veterans' organizations, youth organizations and interested residents have spent time and money developing playing fields, a memorial park, rings for horse shows, etc. Ownership should be given to the Town of Billerica.

Finance Committee concurred.

Many representatives spoke in support of this article.

Selectmen Cangiamila cautioned that the laws have changed regarding the disposal of County land. The State would have to acquire ownership of the land. Since the State can no longer sell surplus land for $1.00 but must dispose of it at fair market value, the State would hire a consultant to make a determination as to the best use of the land and what the land is worth. They could decide to keep it or sell it to a developer. The Town can not afford to purchase the property nor is the Town prepared to groom and maintain the lot. He urged caution before starting the process of taking charge of this land.

Rep. Crystal Card urged the Town Meeting to go forth with this article to acquire ownership of this land. In conservation with state officials, she was advised that 1979 legislation set aside the land for passive recreation and this

designation would need Legislative approval to change. Once the Town owns the land, it will be eligible to apply for state grants.

Moved and seconded to end debate. Motion CARRIED unanimously.

The motion as presented was put to a vote. Motion CARRIED.

Moved and seconded to adjourn until Thursday night at 7:30 P.M. Motion CARRIED. The first session of the Special Town Meeting adjourned at 10:09 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

SPECIAL TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SECOND SESSION — MAY 6, 1993

Prior to the start of Town Meeting, caucuses were held in Precinct 3 and Precinct 7 to fill vacancies in the Town Meeting roster. Precinct 3 elected Lynda Anderson, 21 Olney Street; Precinct 7 elected Joseph Sharrock, 26 Stag Drive. Both persons were sworn in by Town Clerk Shirley Schult.

Precinct 4 caucused to break a tie vote between Frederic Brown and Joseph Montanari, both of who received one hundred twelve (112) votes in the last election. Joseph Montanari won the election and will fill the vacancy.

A quorum count was requested. With one hundred thirty-one (131) Town Meeting Members present, the meeting was declared in session at 7:34 P.M.

Moved, seconded and VOTED that Article 7 be the first order of business when the Spring Town Meeting reconvenes.

ARTICLE 3

Selectman Krau moved that the Town authorize the Board of Selectmen to acquire the following land parcels and/or right in land parcels for the purpose of obtaining secure and public rights-of-way. This section will allow for the construction and/or roadway safety improvements for the Boston Road/Wyman Road traffic improvement project, Boston Road/Tower Farm Road traffic improvement project, and Allen Road reconstruction.

	Total # of Parcels	Total Area (sf)
In fees	4	7632 (sf)

Further, that the Board of Selectmen may acquire these parcels, or modification of these parcels, through all legal means. This includes donations, purchase and/or eminent domain. The subject parcels are identified on plans:

LAND TAKINGS BY FEE

By:	Hoyle, Tanner Assoc.
Dated:	July, 1992
Titled:	Comm. of Mass. Intersection Reconstruction Boston Road/Tower Farm Road
By:	C. E. Humphrey, Surveyor
Dated:	1 March, 1918
Titled:	Land Court Plans 3708C and 3708D and 3708P and Subdivisions of 3708, Lot 39
By:	Emmons, Fleming & Bienvenue, Inc., Surveyors
Dated:	May, 1976
Titled:	Subdivision Plan of Land in Billerica Middlesex North Registry of Deeds Plan No. 8039C

and furthermore, to transfer from Chapter 90 funds, the amount of $3,000.00 for the purpose of appraisal fees, awards, recording fees, and fees related to the acquisition of these parcels.

Seconded.

Finance Committee concurred.

Town Administrator Mercier explained the areas involved in these land takings. He indicated that all parties are aware and except for one party on Allen Road, they will be friendly takings.

Rep. Griggs stated that during the reconstruction of the intersection of Wyman Road and Boston Road, the State took part of the road leading into Augusta Market and Griggs Garden Center. This will give them a legal access.

Rep. Andreasen questioned the total cost for any land takings.

Town Administrator Mercier restated that most of the takings are friendly and that the one questionable is included in the $3,000.00.

Rep. Caporale moved to end debate. Seconded. With one hundred fifty-two (152) voting in favor and one (1) opposed, the motion to end debate CARRIED.

The main motion as presented was put to a rising vote. With one hundred sixty-two (162) voting in favor and two (2) opposed, the motion CARRIED.

ARTICLE 4

Selectman Krau moved that the Town authorize the expenditure of funds received or to be received from the Commonwealth for improvements to local roads under the provisions of Chapter 33, of the Acts of 1991. Seconded.

Finance Committee concurred.

Town Administrator Mercier stated that the money involved is $471,000.00 and is to be used for the reconstruction of Tower Farm Road.

There being no discussion, The motion CARRIED.

ARTICLE 6

Rep. Cavicchio moved to dismiss Article 6. Seconded.

Supt. of Schools Calabrese stated that the early retirement provision is part of the Education Reform Bill and is in committee. Hopefully, the legislature will act on this bill and this article will be resubmitted in the fall.

Finance Committee concurred.

The motion to dismiss CARRIED unanimously.

ARTICLE 7

Planning Board Member Bossi moved that the Town amend the Zoning By-Laws to allow restaurant use by right in the General Business District and to make the following changes:

1. Amend Section 5.7.2.N to read:

N. Restaurant

NO	NO	NO	SP	YES	NO	SP	SP

2. Add Section 5.7.2.NN to read:

NNHotel & Motel

NO	NO	NO	SP	SP	NO	SP	SP

3. Amend Section 5.7.3.N to read:

N. Restaurant includes a food establishment where the principal service is the sale of food on chinaware or beverage in glasses or china cups to be consumed by persons at tables within the building and the incidental sale of food to "Take Out" and fast food establishments providing that adequate safeguards are employed to control the disposal of disposable containers; restaurants in Industrial Districts are allowed solely for the use of the businesses they serve, not open to the public.

4. Add Section 5.7.3.NN to read:

NN. Hotel and Motel including lodging for more than four roomers, boarders or tourists, provided that such business and open space shall be provided on the lot in addition to any area required for parking and associated driveways, equal to twice the gross floor area of the hotel or motel. Rooms or suites of rooms shall not contain cooking facilities unless specifically permitted by the SPGA. In no case shall there be more than 10 guest rooms or suites with cooking facilities. In all applicable districts hotel or motel sites shall contain at least ten acres and the hotel or motel shall contain at least 100 guest rooms or suites.

Seconded.

Planning Board Chairman Bossi gave the report of the public hearing held on April 26, 1993. Due notice was given in the Lowell Sun on April 11, 1993 and April 18, 1993. The Board, with six (6) members present, voted five (5) in favor and one (1) opposed to recommending this amendment.

Passage of this article would allow restaurants in general business zones as a right and would not require a special permit. Because of the permits needed from the Board of Selectmen, Board of Health, Department of Public Works and the Sewer Department, it is felt that there are still sufficient safeguards and in the interest of streamlining the permit process, the Board felt this amendment would be good for business and the Town.

Finance Committee concurred.

Rep. Flynn, a member of the Board of Appeals, spoke in opposition to this article. Restaurant use must now go before the Board of Appeal. Law requires that abutters be notified, that there be newspaper notification and that a public hearing be held. This assures that the abutters receive notification. If this amendment is passed, the notification process will be eliminated.

A question was out to Town counsel as to what board has jurisdiction to set hours, the Board of Appeals under the Special Permit or the Board of Selectmen as the Permit Granting Board. Attorney Barbara St. Andrade stated that both Boards have authority to set conditions. The Board of Selectmen as the License-Granting Authority has broader authority. In the event that condition set are in conflict, the matter would probable end in a law suit and the courts would remand the matter back to the Town to reach a compromise.

Discussion continued when it was moved and seconded to end debate. The motion CARRIED unanimously.

The main motion was put to a rising vote. With forty-four (44) in favor and one hundred six (106) opposed, the motion LOST.

Moved and seconded to reconsider Article 7.

Moved and seconded to end debate. With ninety-three (93) in favor and forty-nine (49) opposed, the motion CARRIED.

The motion to reconsider was declared LOST. A rising vote was requested, With fifty-three (53) voting in favor and eighty-nine (89) opposed, the motion to reconsider LOST.

ARTICLE 8

Moved and seconded to amend the Zoning By-Laws to allow in-law apartments as accessory use by right in all residential districts by making the following changes to Section 5.7.4.M to read:

M. In Residential Districts, an in-law apartment is allowed by right as an accessory use to a principal dwelling, consisting of separate living quarters to a maximum gross floor area of living space to eight hundred (800) square feet in the same building as the principal use dwelling with occupancy of no more than two related persons, with sufficient off-street parking and the building must retain its characteristically one-family appearance, and provided further that such accessory use shall cease forthwith upon the premises being vacated by the aforementioned related persons.

Finance Committee concurred. A minority report was given by Finance Committee Member Christopher DeSimone.

Planning Board Chairman Bossi gave the report of the public hearing held April 26, 1993. Due notice was given in the Lowell Sun on April 11 and April 18, 1993. The Board with five (5) members present and voting, voted five (5) in favor of this amendment. This amendment will allow homeowners to construct an in-law apartment in their home by right, upon meeting certain requirements, without the necessity of a special permit.

Much discussion ensued when Rep. Hammer moved the question. Seconded. With one hundred forty-one (141) voting in favor and ten (10) opposed, the motion to end debate CARRIED.

The main motion as presented was put to a rising vote. With one hundred twenty-seven (127) voting in favor and thirty-two (32) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 8. Discussion ensued on the motion to reconsider.

Rep. Fay moved the question. Seconded. The motion to cut off debate CARRIED unanimously.

The motion to reconsider was put to a rising vote. With forty-six (46) voting in favor and one hundred eight (108) opposed, the motion LOST.

ARTICLE 9

Rep. Duggan, a member of the Rules Committee moved to amend the General By-Laws of Billerica by adding an Article 1, Section 19 as follows:

SECTION 19

A. Town Meeting Members shall receive any substantial wording changes to warrant articles by the proponent of the article at least 48 hours prior to the meeting in which said article is to be voted on. If the proponent (s) fail to submit said changes within the aforementioned time limit, the only action considered shall be postponement to a time certain or dismissal.

B. If the newly worded article is available at the place designated by the Town Clerk for such material at least one hour prior to the scheduled start time of Town Meeting, the Town Meeting by a two-thirds vote of the members present may override the provisions of paragraph A to hear the revised article on that date.

C. All warrant articles that make any changes to the Town By-Laws shall include the original and the revised sections. If State Law is used, then a synopsis of that Chapter and Section must be provided.

Seconded.

Finance Committee concurred.

Rep. Duggan explained the article.

Rep. Young of the By-Law Review Committee stated that there is a proposed change to Article 1 of the General By-Laws under Article 35 of the Spring Town Meeting. He expressed concern that if this is voted as Section 19, it would be gone. He suggested that it be given a different number. It was the general consensus that the By-Law Review Committee should determine how to incorporate this amendment.

There being no further discussion, the motion was put to a vote. Motion CARRIED unanimously.

ARTICLE 10

Moved and seconded to dismiss Article 10.

Finance Committee concurred.

Motion to dismiss CARRIED.

ARTICLE 11

Selectman Ford moved to amend the Zoning By-Laws as written in the warrant deleting "or act in relation thereto". Seconded.

Planning Board Chairman Bossi gave the report of the Public Hearing held May 3, 1993. Due notice was given in the Lowell Sun on April 18th and April 23, 1993. The Board with five (5) members present, voted four (4) in favor and one (1) abstention to recommend this amendment.

Selectman Ford explained that the intent of this article is to allow the Inspector of Buildings in consultation with the Town Engineer to make determinations on isolated pockets of Flood Plain designated areas after review of supporting engineering data.

Finance Committee concurred. A minority report was given by Finance Committee Member Christopher DeSimone.

Rep. Morris, Chairman of the Flood Plain Study Committee spoke on the article.

Rep. Delorey moved that the article be sent to a committee of seven (7) people to be appointed by the Moderator for further study. Seconded.

Rep. Young questioned the status of the previous committee.

Rep. Hammer urged the body to vote for this amendment. It isn't perfect but it is an improvement over what is presently on the books.

Discussion continued. Rep. Bonnell moved the question. Seconded. With one hundred thirty-two (132) voting in favor and zero (0) opposed, the motion to end debate CARRIED.

The status of the previous Flood Plain Study Committee was again raised. The Moderator declared a short recess to allow the Town Clerk to produce the Official Record Book to ascertain the status of that committee.

The Moderator declared the meeting in order. The records showed that it was a vote to continue the committee at the 1992 Fall Town Meeting. The Moderator then moved Mr. Delorey's motion out of order.

Rep. Delorey then moved that this article be committed back to the existing committee. Seconded.

Heated discussion ensued.

Rep. Dundy questioned the quorum. With one hundred twenty-seven (127) Town Meeting Members present, discussion continued.

Rep. Moreira moved the question. Seconded. With one hundred twenty-four (124) voting in favor and two (2) opposed, the motion CARRIED.

The motion to send the article back to the existing committee was put to a rising vote. With seventy-eight (78) in favor and fifty-three (53) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 11. Motion LOST.

Rep. Young moved Article 35 of the Spring Town Meeting to the second order of business on May 13, 1993. Seconded. Motion CARRIED.

Rep. Wiroll moved Article 33 of the Spring Warrant to the third order of business on May 11, 1993. Seconded. Motion CARRIED.

Moved, seconded and VOTED to move Article 2 of the Spring Warrant to the fourth order of business on Tuesday, May 11, 1993.

Moved, seconded and VOTED to dissolve the Special Town Meeting. The Special Town Meeting stood dissolved at 10:49 P.M.

Moved and seconded to adjourn until Tuesday, May 11, 1993 at 7:30 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1994
MAURICE A. BUCK MEMORIAL AUDITORIUM
PRELIMINARY MEETING — APRIL 29, 1993

A Preliminary Meeting of the Annual Spring Town Meeting was held Thursday, April 29, 1993 at 7:30 P.M. in the Maurice A. Buck Memorial Auditorium in the Town Hall for the following purposes:

1. To swear in newly elected and re-elected Town Meeting Members
2. To hold Precinct Caucuses to fill precinct vacancies
3. To elect Precinct Chairpersons and Precinct Clerks
4. To elect members to the Committee on Rules, if a vacancy in that position, per Town Charter, Sec. 8-4 (1) (1)

Precinct Caucuses were held and the following Town Meeting Members were elected:

Prec. 1: Anthony W. Marmiani, 5 Kazimer Drive
Prec. 3: Thomas P. Joyce, 48 Highview Street
Prec. 6: Robert Lord, 3 Rangeway Road
Robert J. Saunders, 108 River Street
Prec. 7: Jacqueline J. Delorey, 1 Edgar Road
Prec. 9: Kristen Greene, 27 Naushon Road
Virginia D. Joy, 6 Jeffrey Road
Leon Benoit, 12 Linnell Circle
Prec. 10: Devora Abramowitcz, 69 Gray Street

The following Precinct Chairpersons and Precinct Clerks were elected:

Prec. 1:	Chairperson:	Anthony Barbere 7 Olde Hillside Avenue
	Clerk:	Barbara G. Norma 4 Philip Road
Prec. 2:	Chairperson:	Joan C. McDonald 2 Schaefer Street
	Clerk:	Carol D. Wood 29 Call Street
Prec. 3:	Chairperson:	John F. Gray, Jr. 65 Ellingwood Avenue
	Clerk:	Lillian Joy Arsenault 71 Bicknell Road
Prec. 4:	Chairperson:	JoAnne M. Giovino 10 Eastview Avenue
	Clerk:	Nancy Emus 86 Concord Road
Prec. 5:	Chairperson:	Ralph M. Krau 30 Champa Road
	Clerk:	Kenneth L. Buffum 86 Baldwin Road
Prec. 6:	Chairperson:	Cosmo D. Cavicchio 47 Dyer Street
	Clerk:	Catherine A. Fleurant 22 Alpine Street
Prec. 7:	Chairperson:	Donald J. Flynn 403 Middlesex Turnpike
	Clerk:	Barbara A. Flynn 403 Middlesex Turnpike
Prec. 8:	Chairperson:	Barbara Morrissey 10 Sumac Street
	Clerk:	Ruthanne Allen Bossi 12 Bayberry Lane
Prec. 9:	Chairperson:	Dianne Bonnell 22 Elizabeth Road
	Clerk:	Elaine T. Horlink 1 Lorraine Terrace
Prec. 10:	Chairperson:	Arthur L. Doyle 60 Whipple Road
	Clerk:	Helen R. Knight 82 Gray Street, Apt. 1

The following persons were elected to the Committee on Rules:

Prec. 2: Linda A. DeProfio, 12 Village Lane
Prec. 3: Lawrence R. Norman, 18 Shelburne Avenue
Prec. 6: Dorothy M. Callihan, 14 Rexhame Street
Prec. 7: Ralph T. McDonald, 462 Middlesex Turnpike
Prec. 9: Kristen Greene, 27 Naushon Road
Prec. 10: Patricia Rosetti, 11 Norman Road

The Preliminary Meeting dissolved at 8:30 P.M. An orientation session for newly elected Town Meeting Members was conducted by the League of Women Voters immediately following the dissolution of the preliminary meeting.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION — MAY 4, 1993

Prior to the start of Town Meeting, the following tellers were appointed by Moderator Maureen Sullivan and sworn in by Town Clerk Shirley E. Schult, CMC: Louise M. French, Patricia Flemming, Karen Miller, Dorothy M. Callihan and Oren D. Hunt, Jr.

A quorum count was requested. With one hundred thirty-four (134) Town Meeting Members present, the meeting was declared in order at 7:35 P.M. Rev. Patience Gardner of the First Parish Unitarian Church in Billerica Center gave the invocation.

School Supt. Dr. Robert Calabrese introduced the High School Vocal Ensemble under the direction of Suzanne Robertson and accompanied by Jeffrey Gage. The chorus sang the National Anthem. This was followed by a moment of silence in memory of the following persons who had passed away during the past year: Kenneth Bates, deceased October 1, 1992, Billerica Firefighter 1976-1992; Robert (Frenchy) E. Boisvert, deceased October 3, 1992, Billerica Highway Department 1952-1983; Joseph Bouchard, deceased November 10, 1992, Billerica School Teacher 1972-1985; Edward W. Boyson, deceased December 13, 1992, Town Meeting Member 1990-1992; Dalton Chase, deceased September 16, 1992, School Crossing Guard 1972-1992; Shirley E. Clarke, deceased March 25, 1993, Precinct Election Officer, Census Taker; Jean Copponger, deceased November 22, 1992, Town Meeting Member 1984-1986, 1989-1992, Memorial Building Use Study Committee 1988-1989, Museum Committee 1991-1992, Billerica Teacher 1968-1992; Major M. Cousens, deceased January 29, 1993, Town Meeting Member 1956-1975; Robert E. Donnelly, Jr., deceased May 8, 1992, Billerica School Department; John M. Fitzgerald, deceased April 11, 1993, Billerica Fire Department 1974-1992; Joseph R. Foley, deceased June 11, 1992, Billerica School Department 1964-1981; Frank G. Fowler, deceased November 30, 1992, Council in Aging 1979-1989, Town Meeting member 1956-1992, Precinct Election Officer; Norma M. Gabalis, deceased December 22, 1992, Election Precinct Officer, Former Clerk — Tax Office; Edward F. Hayes, Jr., deceased July 30, 1992, Billerica Recreation Department 1989-1992; Ruth L. Kells, deceased December 24, 1992, Council on Aging 1989-1992; Arthur G. Mallett, deceased August 16, 1992, Department of Public Works, Sewer Department, Town Meeting Member 1967-1973, 1987-1990; Raymond F. McColough, deceased April 11, 1993, Town Meeting Member 1956-1972, 1991-1993, Selectman 1959-1964, Committee to Study Feasibility of Town Counsel 1962, Sewerage & Drainage Committee 1970, Moderator 1973-1984, Industrial Commission 1960-1984, Industrial Financing Commission 1974-1993; Mary H. McGowan, deceased June 9, 1992, Retired Billerica Teacher; Lawrence E. Orne, deceased June 2, 1992, Traffic Control Committee; Robert D. Peverill, deceased October 10, 1992, Billerica School System 1982-1992, Harry S. Remick, deceased July 2, 1992, Finance Committee 1950-1955, Parker School Building Committee 1955; Edward Riddle, deceased June 19, 1992, Billerica School Department 1969-1982; Julio M. Riggi, deceased December 29, 1992, School Crossing Guard 1982-1991; Elaine M. Saunders, deceased March 30, 1993, Finance Committee 1992-1993, Council on Aging 1979-1985; Paul Stanton, deceased November 20, 1992, Billerica Teacher 1969-1992; Albert L. Toy, Sr., deceased September 8, 1992, Dog Officer, School Crossing Guard 1987-1988; M. Louise Wiggins, deceased January 21, 1992, Retired Billerica Teacher.

The Chorus then sang "I Sing the Body Electric."

Dr. Calabrese then introduced Billerica Memorial High Principal Dr. Sharkey and School Board Chairperson Maureen Collins-Rea who presented awards to the Salutatorian and Valedictorian of the 1993 Graduating Class.

Salutatorian Geoffrey Tebbets, son of Robert and Charlene Tebbets of Silversmith Way is a four-year honor student and a member of the National Honor Society. He scored a perfect 800 on the Math S.A.T., a perfect 800 on the Mathematics Level II Achievement Test, and reached the second round of the Math Olympiad placing him among the top one percent (1%) of Mass. Math students. He has been active in sports, the marching band and in volunteer work with youth basketball. He plans to major in physics at Georgia Institute of Technology.

Valedictorian Danielle Roncari daughter of Philip and Carol Roncari of Bear Hill Road ranks first in a class of 339 students. Danielle has a 95.7 average and is a four-year honor student and a member of the National Honor Society. She attended the Massachusetts Advanced Studies Program at Milton Academy last summer. She has earned varsity letters in swimming, is the editor of the school newspaper, in involved in S.A.D.D. and other civic and school activities. Danielle plans to major in International Relations at Columbia University in the fall.

Former Moderator William Greene thanked the body for their support during his tenure as Moderator and offered his congratulations to newly elected Moderator Maureen Sullivan.

Moderator Sullivan appointed Gilbert A. Moreira as Deputy Moderator. This appointment was unanimously confirmed by vote of the Town Meeting Members. Mr. Moreira was then sworn in by Moderator Sullivan.

Rep. Morrissey moved to limit each speaker to three minutes. Seconded. With eighty (80) voting in favor and ninety-one (91) opposed, the motion failed.

Rep. Flynn moved that debate be limited to seven minutes per speaker and that no speaker be allowed to speak a second time until all persons wishing to speak have done so. Seconded.

Rep. Young of the By-Law Review Committee stated that the portion of the motion which states that no person can speak more than once until all persons have had the opportunity to speak is contained in the present General By-Laws.

With the permission of the proponent, the Moderator stated that the motion would be shortened to "debate shall be limited to seven (7) minutes per speaker. Seconded. The motion as stated CARRIED.

It was moved, seconded and VOTED to accept the warrant duly served by the constable.

It was moved, seconded and VOTED to dispense with the reading of the articles on the warrant.

Moved and seconded that Article 38 be the first order of business on Thursday, May 13th to allow the proponenet to have counsel present. Motion CARRIED.

Rep. Moreira moved to adjourn the Annual Spring Town Meeting until the conclusion of the Special Town Meeting Called for May 4, 1993 at 8:30 P.M. Seconded. The motion to adjourn CARRIED. The first session of the Spring Town Meeting adjourned at 8:29 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
MAY 11, 1993 — SECOND SESSION

A quorum count was requested. With one hundred twenty-three (123) Town Meeting Members present, the Annual Spring Town Meeting was declared in session at 7:33 P.M.

Selectman Doyle presented a $50.00 Savings Bond to Sean Hagan, a junior at Billerica Memorial High School for the winning design for the 1992 Town Report.

Moved, seconded and VOTED to ratify the action taken on Thursday, May 6, 1993 which moved Articles 2, 7, 33 and 35 of the Annual Spring Town Meeting to a time certain.

ARTICLE 7

Selectman Krau moved to amend the Billerica Town By-Laws by adding a new Article 28 — Sale of Low Alcoholic Beer/Low Alcoholic Wine — as follows:

ARTICLE 28 — SALE OF LOW ALCOHOLIC BEER/ LOW ALCOHOLIC WINE

Whoever makes a sale or delivery of any low alcoholic beer or low alcoholic wine, or any malt beverage with any alcoholic content, however much reduced, to any person under twenty-one years of age in any establishment licensed under Massachusetts General Laws Chapter 138, Section 12, 15, 19B or 19C shall be punished by a fine of not more than three hundred dollars ($300.00).

Such low alcoholic beer or such malt beverages or low alcoholic wine shall be sold by establishments licensed by the Town pursuant to Massachusetts General laws Chapter 138.

Seconded.

Anthony Sirracco from Mall Liquors was allowed forward to speak in favor of this article.

Finance Committee concurred. Rules Committee concurred.

A question was put to Town Counsel as to whether or not the fines collected can be designated to go to the S.A.D.D. organization. Town Counsel stated that when a fine is assessed under a local by-law, they can not be designated but must go into the general fund.

Moved and seconded to end debate. Motion CARRIED unanimously.

The motion as presented CARRIED unanimously.

Selectman Krau moved to postpone Articles 1, 8, 9, 10, 11, 12, 17, 18, 19, 23, 24, 25, 26, 27, 28, 29, 30 and 32 until June 8, 1993. Seconded.

Town Administrator Mercier explained that these are all money articles. At the present time, the Local Aid receipts are not known. It is hoped that by June 8th, we will have a clearer picture of what revenues can be expected from the State.

The motion to defer these articles CARRIED unanimously.

ARTICLE 33

Moved and seconded that the Town amend the General By-Laws Article XXVII as follows:

ARTICLE XXVII

The Director of Planning is directed to prepare for presentation at the 1993 Fall Town Meeting a three-year plan designed to achieve full access to municipal services/ facilities including but not limited to municipal offices, schools and recreation services.facilities. Such access shall be in compliance with all applicable regulations of the federal and state access law. The plan for access shall include specific target dates and shall be presented for review and approval at the Fall 1993 Town Meeting. The Director of Planning shall consult on a regular basis with the Commission of Handicapped Affairs in preparation, development and implementation of this plan, according to the Americans with Disabilities Act (ADA), state law and the rules and regulations of the Architectural Access Board.

Mr. Speed Davis, Director of the Mass. Office on Disabilities was allowed forward to speak on the article.

The Rules Committee did not concur with this article.

The Finance Committee recommended the article with the following amendment: strike the words "and implementation" in the fourth sentence so that it reads "....Commission of Handicapped Affairs in preparation and development of this plan,...." Seconded.

The amendment was put to a vote. CARRIED unanimously.

Discussion ensued when it was moved, seconded and VOTED unanimously to end debate.

The main motion with the amendment attached thereto was put to a vote. Motion CARRIED.

ARTICLE 39

Moved and seconded to move Article 39 to the third order of business on Thursday, May 13th. Motion CARRIED.

ARTICLE 2

Moved and seconded to appoint Eleanor Shea, 36 Allen Road, as a member of the Bowers Fund for a term of five (5) years.

Motion CARRIED.

ARTICLE 3

Moved and seconded to dismiss Article 3. Motion to dismiss CARRIED unanimously.

ARTICLE 4

Selectman Krau moved to amend the General By-Laws, Article 20, Section 8, A-6 as follows:

ARTICLE 20, SECTION 8, A-6

1. This General By-Law permits the use of political signs on all public places within the Town of Billerica, providing that these signs are held or manned by an individual or individuals. Unmanned signs will be confiscated and destroyed.

2. Signs will be permitted to be posted at all polling/ election locations within the Town on Election Day, at such locations as shall be designated by election officials no less than 150 feet from the entrance to such polling places, in conformance with G.L. C54, S65. These signs may or may not be held/manned by an individual or individuals.

3. All political signage must be removed from all polling/election locations by noon of the day following election day. Signs which remain at polling/election locations beyond noon the day after the election will be confiscated and destroyed.

Seconded.

Finance Committee concurred. Rules Committee concurred.

Rep. Flynn moved to amend paragraph 3 by changing the words "noon of the day following" to read "6 p.m. of the day following" in the two places where these words appear. Seconded.

Finance Committee concurred with the amendment.

The amendment was put to a vote. The amendment CARRIED.

Discussion continued at length when it was moved, seconded and VOTED unanimously to end debate.

The main motion with the amendment attached thereto was put to a rising vote. With ninety-seven (97) voting in favor and sixty-three (63) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 4. With thirty-two (32) in favor and ninety-eight (98) opposed, the motion LOST.

ARTICLE 5

Selectman Krau moved to amend the Zoning By-Law by adding a new Section 16.6A as written in the warrant. Seconded.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held April 26, 1993. Due notice was given in the Billerica News on April 8 and April 15, 1993. The Board with five (5) members present and voting, voted in favor of this article.

Rep. Flynn moved to change the word "noon" which appears in paragraph 3 in two places to six (6) p.m." Seconded.

The amendment CARRIED unanimously.

Discussion ensued when it was moved, seconded and VOTED unanimously to end debate.

The main motion with the amendment attached thereto was put to a rising vote. With one hundred four (104) voting in favor and fifty-six (56) opposed, the motion did not have the necessary 2/3's vote and LOST.

ARTICLE 6

Selectman Krau moved that Article 6 be accepted as written in the warrant. Seconded.

Rules Committee concurred. Finance Committee concurred.

Rep. DeHaro moved to amend the motion by deleting Section D. Seconded.

Rep. Clark moved to amend the article by adding the words "involved in firearms use" between the words "sporting clubs" and "will be required". Seconded.

Moves and seconded to end debate on Rep. Clark's amendment. Motion CARRIED unanimously.

The amendment to add "involved in firearms use" was put to a vote. Motion CARRIED.

Rep. Tufts moved to amend Section D by adding at the end the words "said notice to include a list of the organization/club officers and the location where firearms use is normally held." Seconded.

Discussion continued when Rep. Luttrell moved to end debate. Seconded. Motion to end debate CARRIED unanimously.

The amendment presented by Rep. Tufts CARRIED.

Discussion continued. Rep. Moreira moved the question. Seconded. The motion to end debate CARRIED unanimously.

The amendment to delete Section D was put to a rising vote. With thirty-five (35) voting in favor and one hundred four (104) opposed, the motion LOST.

Rep. McDonald moved to amend Section A so that it will read: "A. To the protection of life" and also to amend the first paragraph of Section 17 by inserting the words "bow and arrow" after the word "shotgun". Seconded.

Discussion continued at length. Rep. Luttrell moved to end debate. Seconded. The motion to end debate CARRIED unanimously.

The amendment as proposed by Rep. McDonald LOST.

Moved and seconded to add the words "bow and arrow" after the words "shotgun" in paragraph C.

Rep. Card moved to end debate. Seconded. The motion to end debate CARRIED unanimously.

The amendment to add the words "bow and arrow" in Section C LOST.

Rep. Luttrell moved the question on Article 6. Seconded. With one hundred thirty-five (135) voting in favor and ten (10) opposed, the motion to end debate CARRIED.

The main motion with the amendment attached thereto CARRIED.

Moved and seconded to adjourn until Thursday, May 13th at 7:30 P.M. Motion CARRIED. The second session of the Annual Spring Town Meeting adjourned at 10:25 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
THIRD SESSION — MAY 13, 1993

A quorum count was requested, With one hundred twenty-one (121) Town Meeting Members present, the Town Meeting was declared in session at 7:35 P.M.

Selectman Ford moved Article 40 to the first order of business on May 18th. Seconded. Motion to move Article 40 to a time certain CARRIED.

Rep. Riel moved Article 38 to the second order of business on Tuesday, May 18th to allow representatives from the Shawmut Bank an opportunity to be present. Seconded.

Several Representatives spoke on postponement. Rep. Moreira moved the question. Seconded. With one hundred thirty-seven (137) voting in favor and one (1) opposed, debate was cut off.

The motion to postpone Article 38 CARRIED.

ARTICLE 35

Rep.Young gave the report of the By-Law Review Committee. He then moved to amend the General By-Laws by deleting the current Article 1 and replacing it with the substitute motion as per the handout. Seconded.

Rules Committee concurred. Finance Committee concurred.

Moved, seconded and VOTED to dispense with the reading of the Article. Rep. Young gave a brief explanation of the article. This does not change the intent of the by-law. It updates the format and wording in order to make the document easier to read and understand.

Rep. Dampolo moved the question. Seconded. With one hundred thirty-six (136) voting in favor and one (1) opposed, the motion to end debate CARRIED.

The motion as presented CARRIED unanimously. The General By-Laws were amended as follows:

GENERAL BY-LAWS
ARTICLE 1

1. TOWN MEETINGS

1.1 SCHEDULE: The Representative Town Meeting shall meet in the Spring and Fall of each calendar year.

A. The Spring Town Meeting shall begin on the first Tuesday in May.

B. The Fall or Annual Town Meeting shall begin on the first Tuesday in October.

C. Town Meetings are to commence at 7:30 PM and shall continue by adjourned sessions on consecutive Tuesday and Thursday evenings until all of the business in the warrant has been acted upon.

D. Town Meeting may waive consecutive session provisions as to any particular Tuesday or Thursday by a two thirds vote.

1.2 QUORUM: The presence of at least one hundred and twenty-one (121) Town Meeting Representatives shall be necessary to constitute a quorum at Town Meeting; provided that a number less than a quorum may, from time to time, adjourn the session.

A. Within twenty minutes from the time at which the Town Meeting is scheduled to begin; either as stated in the warrant as issued by the Board of Selectmen or in the case of an adjourned session as stated by vote, a quorum count shall be called.

B. If fewer than a quorum of Town Meeting Representatives are present, the session shall forthwith stand adjourned.

2. RULES

2.1 When a question is under debate, only the following motions shall be accepted:

(1) To lay on the table
(2) Move the question
(3) To refer to committee
(4) To postpone to a time certain
(5) To adjourn to a time certain
(6) To amend
(7) To postpone indefinitely

A. The above motions shall have precedence in the order in which they are named.

2.2 No speaker may make a motion to "MOVE" the question immediately after speaking in the same question.

2.3 After a voice vote, if the decision of the Moderator is doubted, or a division of the house called for by seven or more Town Meeting Representatives, the Moderator shall require all persons in the house to be seated.

A. The question shall be distinctly stated and those voting in the affirmative and negative, respectively, shall be requested to rise and stand in their places until they are counted by the Moderator or Tellers.

B. No person shall be counted who does not comply with the request to occupy a seat.

2.4 The Moderator may require any motion to be put in writing.

A. Any motion which is of a complicated nature, or of unusual length, and every amendment shall be in writing.

2.5 Town Meeting members shall receive any substantial wording changes to a warrant article by the beginning of the session preceding the session which said article is to be voted on.

A. The Moderator will decide whether or not an article substantially differs from its printing in the warrant.

B. If the proponent fails to submit said changes within the aforementioned time limit, the only action which shall be considered is postponement to a time certain or dismissal.

C. Town Meeting may by 2/3 vote override section 2.5 B if the amended article is available at least one (1) hour prior to the session at which the original article is to be heard.

D. If an article proposes to amend an existing Town By-Law the warrant shall include both the original and the amended by-law.

E. If an article references Federal or State law a summary thereof shall be included in the warrant.

F. A complete copy of the referenced Federal or State law shall be made available to Town Meeting.

G. No part of section 2.5 is meant to prevent amendments from the floor of Town Meeting.

2.6 No person shall be permitted to speak without first obtaining leave of the Moderator.

A. Every person shall stand and address the Moderator.

B. They shall confine themselves to the question under debate, avoiding personalities.

2.7 The Moderator shall permit only Town Meeting Representatives to enter upon the floor of any Town Meeting.

A. The Moderator may designate areas to be occupied by guests and or Town Officers.

2.8 The Moderator shall appoint Tellers for every Town Meeting.

2.9 The Moderator shall not recognize anyone rising to speak who has already spoken on the question under debate if there are others who wish to speak that have not spoken, except for the purpose of an explanation or the correction of a mistake.

2.10 Motions for reconsideration must have a two thirds vote to pass.

A. No motion for reconsideration shall be accepted after one (1) hour of Town Meeting time has elapsed after the vote.

2.11 All committees shall be appointed by the Moderator unless otherwise directed by Town Meeting.

2.12 Any portion of the minutes of Town Meetings shall, if requested, be read by the Town Clerk before adjournment.

A. If the requested portion is of unusual length it may be delivered in writing and in a timely manner.

2.13 The duties of the Moderator not prescribed by Statutes or by the Town by-laws, shall be governed by the general rules of parliamentary law, so far as they may be adopted by Town Meeting.

3. ELECTIONS

3.1 The Annual Town Election for the election of Town Officers, Town Meeting Representatives and for the determination of all other matters being referred to the voters shall be held on the first Saturday in April.

A. If the first Saturday in April falls on the day before Easter, the annual Town Election shall automatically be moved to the second Saturday in April.

4. WARRANT ARTICLES

4.1 SCHEDULE: Articles for the Spring and Fall Town Meeting Warrant must be received by the Board of Selectmen at least forty-five (45) days prior to the beginning of Town Meeting.

A. The Chairman of the Board of Selectmen shall deliver a copy of these Articles to the Town Clerk at least twenty-eight days prior to the beginning of the Town Meeting.

4.2 POSTING OF: The Warrant for all Town Meetings shall be directed to any of the Constables of the Town.

A. They shall post attested copies of the Warrant in a public place in each precinct, and any other public place as may be directed by the Selectmen.

B. The posting shall be at least seven (7) days prior to the date of the semi-annual Town Meeting and at least fourteen (14) days before a Special Town Meeting.

4.3 NOTIFICATION: The Town Clerk shall notify, via U.S. mail, each member of the Finance Committee that the Clerks Office is in receipt of the Town Warrant from the Board of Selectmen.

4.4 MONEY ARTICLES: All Town Meeting Articles which propose to raise and appropriate, transfer from available funds and/or borrow a sum of money, shall specifically stipulate the maximum dollar amount to be raised and appropriated, transferred from available funds and/or borrowed.

A. No motion shall be received that will increase the aforementioned amounts.

B. The aforementioned restrictions shall not apply to the annual omnibus line item budget articles and any article which purpose is to reduce the tax rate via a transfer from free cash.

5. FINANCE COMMITTEE

5.1 APPOINTMENTS: The Moderator, upon the final adjournment of each Spring Town Meeting, shall appoint a Finance Committee consisting of eleven (11) regular members and two (2) associate members for a term of three (3) years as their terms expire.

A. All members will be citizens of the Town of Billerica, and not Town Officers.

5.2 VACANCIES: A vacancy occurring other than by expiration of a term, shall be filled for the unexpired term by the Moderator.

5.3 EX-OFFICIO MEMBER: The Town Accountant shall serve in an advisory capacity as a non voting member of the Finance Committee.

5.4 MEETINGS:

A. Upon being notified by the Town Clerk that the Warrant has been received in that office, the Finance Committee Chairman shall call a meeting of the committee not less than 48 hours nor more than 72 hours after receipt of notification.

B. The committee shall meet on the first Tuesday of March and September and other times as necessary for the purpose of considering sub-committee reports as to the Town's financial affairs.

5.5 DUTIES: The committee shall carefully consider each warrant article and prepare a written report of their investigations.

A. The report shall state if they do or do not recommend that article for passage by Town Meeting and their reasons for so doing.

B. The Committee shall have access to all books and records of the Town that they deem necessary to fulfill their duties and obligations.

C. If the report is not unanimous, a minority report may be filed.

6. COLLECTIVE BARGAINING AGREEMENTS

6.1 AVAILABILITY: Copies of all contracts, in their entirety, entered into with employees of the Town pursuant to collective bargaining, shall be made available to the following persons at least seven (7) days before the Town Meeting is to vote on the question of appropriating funds to implement the said agreements.

(1) Town Moderator
(2) Town Accountant
(3) Chairman, Finance Committee
(4) Chairman, Personnel Board
(5) All Town Meeting Representatives

A. If a motion to appropriate any such funds is made without seven (7) days having elapsed, the question shall be postponed until the next session of the Town Meeting held after such period has elapsed.

B. Accompanying all such contracts shall be a document highlighting the changes from the previous contract and the estimated total cost of each change over the life of the contract, the changes from the previous contract and the estimated total cost of each change over the life of the contract, shall be placed on file in the following locations at least seven days before any are to come before the Town Meeting for any action:

(1) Town Administrator
(2) Town Clerk
(3) Town Library

7. PROPOSED BUDGET, SUBMISSION TO FINANCE COMMITTEE

7.1 At least sixty (60) days before the Town Meeting is scheduled to meet in its Spring session, the Town Administrator shall file with the Finance Committee and provide for publication of, a proposed operating budget for the ensuing fiscal year, as provided for in section 5-3 of the Charter.

7.2 The School Committee shall submit its proposed budget as required in section 5-2 of the Charter at least thirty (30) days before the date the Town Administrator shall file his report with the Finance Committee.

A. Notwithstanding the said date for formal submission, the Town Administrator may, insofar as it is practical for him to do so, submit preliminary information and data to the Finance Committee in advance of such date, in order to assist it in the performance of it's duties.

8. DEFINITIONS

8.1 QUORUM: Equals one hundred twenty-one (121) Town meeting Representatives.

8.2 TOWN MEETING REPRESENTATIVES: Refer to section 2-5 of Town Charter under Representative Town Meeting Members.

8.3 MODERATOR: The Presiding Officer at Town Meeting.

8.4 REGULAR MEMBER: A voting member.

8.5 ASSOCIATE MEMBER: (Fin Com): An alternate member who only votes in the absence of a regular member, refer to section 8-4(k) of the Town Charter.

8.6 SESSION: A portion of Town Meeting

8.7 SPECIAL TOWN MEETING: A Town Meeting called by the Board of Selectmen which is other than the Spring or Fall Town Meetings.

8.8 OFFICER: Executive Branch members as defined by section 3-1a of the Town Charter.

ARTICLE 39

Moved and seconded that the Zoning By-Laws and Zoning Map be amended by rezoning from a Village Residence District to a General Business District, the whole or any part of land owned by Crescenzo Federico and Robert Federico and Crescenzo Federico and Mario Chiuccariollo on 2 Bridge Street and Bower Lane in Billerica, bounded and described as follows:

Parcel 151

Beginning at the Northeast corner of Parcel 151 and the Northwest corner of Parcel 154, thence running S 15 degrees, 49 min., 42 sec. E. one hundred and fifty and 00/100 feet (150.00). Thence turning and running along Parcel 152 S 74 degrees,, 10 min., 18 sec. W ninety-five and 00/100 feet (95.00) to the easterly sideline of Bover Lane. Thence turning and running along the sideline of Bover Lane N 15 degrees, 49 min., 42 sec. W one hundred and fifty and 00/100 feet (150.00) to the Southerly sideline of Bridge Street N 74 degrees, 10 min., 18 sec. ninety-five and 00/100 feet (95.00) to the point of beginning. Said parcel contains 14,250.00 square feet.

Parcel 152

Beginning at the Northeast corner of parcel 152 and the Southeast corner of Parcel 151. Thence running S 35 degrees, 49 min., 42 sec. E one hundred sixty and 15/100 feet (160.15) to the edge of the Concord River. Thence turning and running S 51 degrees 30 min., 11 sec. W ninety-five and 80/100 feet (95.80) to the corner at the property owned by Joseph Bover, thence turning and running along the land of Bova N 39 degrees, 53 min., 42 sec. E one hundred and fifty and 50/100 feet (150.00) to the end of Bover Lane. Thence turning and running along the Easterly sideline of Bover Lane N 15 degrees, 49 min., 42 sec. W fifty and 00/100 feet (50.00) to a lot corner. Thence turning and running along Parcel 151 N 74 degrees, 10 min., 18 sec. E ninety-five and 00/100 feet (95.00) to the point of beginning. Said parcel contains 18,099.91 square feet.

Attorney James Dangora was allowed forward to speak on behalf of the petitioners. He stated that the parking lot at Amici's Restaurant is in a residential zone and therefore cannot be improved or expanded. Rezoning will allow improvements to be made.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held April 12, 1993. Due notice was given in the Lowell Sun on March 28 and April 4, 1993. The Board with six (6) members present, voted five (5) in favor with one (1) abstention to recommend this amendment.

There being no discussion, the motion as presented was put to a rising vote. With one hundred sixty-six (166) voting in favor and zero (0) opposed, the motion CARRIED unanimously.

ARTICLE 13

Selectman Krau moved that the Town transfer the amount of $105,000.00 from Account #27831-4000, Sewer Sinking Fund to Account #44130-5220 Sewer Division Professional, for the purpose of performing repairs to the sewer collection system to eliminate infiltration of groundwater into the system. Seconded.

Finance Committee concurred.

It was explained that these repairs would remove approximately 367,000 gallons of surface water that is presently infiltrating the system thus allowing additional capacity. The Environmental Protection Agency mandated a study of the system. The study was sub-contracted out to a concern which used television cameras to survey the system. This is a necessary expenditure.

The motion to transfer $105,000.00 as set forth in the article CARRIED.

ARTICLE 14

Selectman Krau moved that the Town transfer the amount of $82,289.28 from the Contract 24 Fund account to Account #44130-5220, Sewer Division Professional for the purpose of procuring engineering and laboratory services to perform a Local Limits study as mandated by the Federal Environmental Protection Agency and to rehabilitate and/or repair sewer pump stations in the sewer collection system. Seconded.

Mr. Mercier spoke on the article. Because of construction delays, mechanical problems, etc. experienced in Contract 24, a settlement was negotiated with Wescott Construction Co. in which they agreed to reimburse the Town $82,000.00. The Local Limits Study will cost approximately $40,000.00 to $42,000.00. The remainder will be used to update the Richardson Street and the Ilford Road pump stations.

After slight discussion, the motion was put to a vote. The motion to transfer $82,289.28 as set forth in the article CARRIED.

ARTICLE 15

Selectman Krau moved to accept Article 15 as written in the warrant. Seconded.

Finance Committee concurred.

Town Administrator Mercier explained the article.

Moderate discussion ensued. Rep. Vergato moved the question. Seconded. With one hundred forty (140) voting in favor and five (5) opposed, the motion to end debate CARRIED.

The main motion was declared LOST. The vote was questioned by more than seven persons. On a rising vote, with ninety (90) voting in favor and sixty-four (64) opposed, the motion as presented CARRIED.

ARTICLE 16

Selectman Krau moved that the Town accept the provisions of M.G.L. Chapter 44, Section 5 and 6 in order to set up a special account to pay for the services of a consultant engineer to review submittals pursuant to MGL Chapter 40A, Section 9 and 12 (Special Permits), MGL Chapter 41, Section 81Q (Subdivision Rules and Regulations), MGL Chapter 40B, Section 21 (Comprehensive Permits) and Chapter 111, Section 31 (Health Regulations). Seconded.

Town Administrator Mercier stated that this is the first step in investigating the feasibility of stream lining the permitting process in Town by having one engineer/engineering firm reviewing plans for all boards. This article allows for the establishment of a revolving account.

Finance Committee concurred.

Rep. Benoit moved to postpone Article 16 until the third order of business on May 18th. Seconded.

Several Representatives spoke in favor of postponement.

Rep. Griggs moved to end debate. Seconded. Motion to end debate CARRIED unanimously.

The motion to postpone was put to a vote. The motion LOST.

Rep. Vergato moved the question on the main motion. Seconded. Motion CARRIED unanimously.

The main motion as presented CARRIED.

ARTICLE 20

Selectman Krau moved to dismiss Article 20. Seconded.

Finance Committee concurred.

Motion to dismiss CARRIED unanimously.

ARTICLE 21

Selectman Krau moved that the Town instruct its representatives to the General Court to support an amendment to the FY 94 State budget to guarantee that cities and towns receive the full $47 million growth in lottery revenues. Seconded.

Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 22

Rep. Krau moved that the Town of Billerica instruct its representatives to the General Court to support legislation filed by the Massachusetts Municipal Association that would establish in state law a Local Roads Fund in order to ensure a fair and predictable share of state gas tax collections for distribution to cities and towns for use on local roads. Seconded

Finance Committee concurred.

There being no discussion, the motion CARRIED unanimously.

ARTICLE 31

Finance Committee moved that the Town vote to allow the Town Administrator, upon the request of a Department Head or Board, or Commission, to make a transfer of funds between budget line items, not to exceed a difference of $2,000.00 from the amount voted at Town Meeting per line item per the fiscal year, with the exclusion of the Travel Accounts within the same department; transfers within department line items in excess of $2,000 per fiscal year must be approved by the Finance Committee; a written report from the Town Administrator on all transfers of $2,000.00 and under must be provided to the Finance Committee on the first Tuesday of each month. Seconded.

The motion as presented CARRIED unanimously.

ARTICLE 34

Rep. Morris, Public Health Director, moved that the Town request the Board of Selectmen to submit a petition to the Legislature to exempt from the provisions of Civil Service, Chapter 31 of Massachusetts General Laws the position of Board of Health Public Health Nurse. Seconded.

Finance Committee concurred.

Rep. Markarian moved the question. Seconded. The motion to end debate CARRIED unanimously.

ARTICLE 36

As the Moderator was one of the proponents of this article, she stepped down from the Chair and the Deputy Moderator assumed the Chair.

It was moved that the Town vote to amend Article 26 of the Acts of 1988 to read: "The Town of Billerica Scholarship Foundation Committee to consist of the Superintendent of Schools, or his designee, and twelve members who shall be residents of the Town of Billerica and shall be appointed by the Board of Selectmen. No member shall have a relative under consideration for a scholarship award during his/her term of appointment. The terms of office for all members shall be three years; in the event of a vacancy for any reason, the vacancy shall be filled for the unexpired term. Seconded.

Finance Committee concurred.

The motion as presented CARRIED unanimously.

Moderator Sullivan again resumed the Chair.

ARTICLE 37

Rep. Haines moved to amend the General By-Laws of the Town of Billerica by adding a new section 2.2A as follows:

Section 2.2A

When an amendment to the question is under debate, no motion shall be received to move the previous question on the main motion. However, a motion to move the question on the amendment shall be accepted.

Seconded.

Rules Committee concurred. Finance Committee concurred.

The motion as presented CARRIED unanimously.

Moved and seconded to adjourn until Tuesday, May 18th at 7:30 P.M. Motion CARRIED. The third session of the Spring Town Meeting adjourned at 10:02 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FOURTH SESSION — MAY 18, 1993

Prior to the start of Town Meeting, Kristine Maher, 18 Holly Road was elected as a Town Meeting Member in Precinct 1 by caucus and was sworn in by Town Clerk Shirley E. Schult.

Moderator Sullivan requested a quorum count. With one hundred forty-two (142) Town Meeting Members present, the meeting was declared in session at 7:34 P.M.

ARTICLE 40

Rep. Caporale moved to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from a Rural Residence District to a Rural Residential District with a Rural Cluster Overlay District, the whole or any part of land owned by Cook Realty Trust II on Hardwood Drive in said Town, bounded and described as follows:

A certain parcel of land located on the southerly side of Hardwood Drive, containing 21.54± acres and thus bounded:

Beginning at a point on the Southerly side of Hardwood Drive at land now or formerly of R. J. Lavoie and B. S. Minghella; thence by the southerly side of Hardwood Drive S 82 degrees, 51 min., 20 sec. E, 459.84 feet;

Thence 82 degrees, 42 min., 40 sec. E, 116.92 feet;
Thence S 83 degrees, 48 min., 00 sec. E, 226.9 feet;
Thence S 87 degrees, 51 min., 40 sec. S, 108.22 feet;
Thence S 15 degrees, 52 min., 20 sec. E, 162.75 feet;
Thence S 02 degrees, 57 min., 20 sec. E, 82.80 feet;
Thence S 04 degrees, 05 min., 50 sec. E, 271.07 feet;
Thence N 00 degrees, 41 min., 40 sec. E, 151.03 feet;
Thence S 88 degrees, 32 min., 00 sec. E, 196.89 feet;
Thence N 02 degrees, 47 min., 16 sec. W, 325.56 feet;
Thence 82 degrees, 16 min., 40 sec. E, 154.88 feet;
Thence still N 82 degrees, 16 min., 40 sec. E, 233.38 feet;
Thence S 21 degrees, 37 min., 07 sec. E, 437.12 feet;
Thence S 87 degrees, 52 min., 14 sec. E, 173.61 feet;
Thence S 11 degrees, 23 min., 49 sec. E, 950.53 feet;

to the point of beginning.

Seconded.

Mr. Caporale, petitioner, gave the background of this parcel of land and the steps which have led to this rezoning.

Planning Board Chairperson Bossi gave the report of the public hearing held on April 12, 1993. Due notice was given in the Lowell Sun on March 28 and April 4, 1993. The Board with five (5) members present, voted five (5) in favor to recommend this article. The Board feels this parcel has potential for use as single family residential cluster. It is a rural area and has a unique pattern of wetlands creating a 100-foot buffer around the perimeter suggesting that a cluster subdivision would be more appropriate than a conventional subdivision.

Finance Committee concurred.

Health Director Morris spoke in favor of this article. He echoes the belief that this rezoning is the best way to develop the parcel of land. The petitioner will still have to get approval from all the Boards involved, pull the necessary permits, etc. This rezoning will provide some control and allow protection of the wetlands and flood plain.

Rep. Tufts questioned the advisability of rezoning this property when there are unpaid taxes. He referenced Section XXIII of the General By-Laws. He then moved to lay Article 40 on the table. Seconded.

Rep. Ford moved the question on the amendment. Seconded. With one hundred thirty-nine (139) voting in favor and two (2) opposed, the motion to end debate CARRIED.

The motion to lay Article 40 on the table was put to a rising vote. With twenty-eight (28) voting in favor and one hundred twenty-seven (127) opposed, the motion LOST.

Rep. Dampolo moved the question on the main motion. Seconded. With seventy-nine (79) voting in favor and sixty-seven opposed, there was not the necessary 2/3 vote and the motion to end debate LOST.

Discussion continued at length when it was moved by Rep. Bonnell to end debate. Seconded. Motion to end debate CARRIED unanimously.

The motion as presented was put to a rising vote. With one hundred fifty (150) voting in favor and seven (7) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 40. Motion to reconsider LOST.

ARTICLE 38

Rep. Riel moved that the Town vote to amend the Zoning By-Law and Zoning Map by rezoning from a Rural Residence District to a Neighborhood Residence District the whole or any part of land owned by H. J. Allan, Inc., of 572 Boston Road, Billerica, MA, located off Nashua Road in said Town, bounded and described as printed in the warrant. Seconded.

Planning Board Chairperson Bossi gave the report of the public hearing held on April 12, 1993. Due notice was given in the Lowell Sun on March 28 and April 4, 1993. The Board with six (6) members present and voting, voted six (6) in favor of this article. The Board has reviewed two cluster articles,, for the site, neither of which would be appropriate but would create a hardship to the existing homes. It is the recommendation of the Board and the residents to proceed with rezoning.

Finance Committee concurred.

Town Administrator Mercier spoke on the article. He explained that the developer of the subdivision is bankrupt. There are major problems with the drainage, sewerage, water, subdivision roads as well as with Nashua Road. The ten families are currently living in an incomplete subdivision. Because of the major problems, the Town is repairing Nashua Road and has made sewer hook-ups. The Town will recover these funds when the subdivision moves forward. Shawmut Bank is the construction mortgage holder. If the rezoning goes through, the bank will proceed with foreclosure. An agreement has been signed by the bank and the Town guaranteeing that whomever is the successful bidder on the subdivision, the taxes plus interest will be paid, monies spent to complete the road and other work done by the Town will be recovered.

Christopher Chappell Esq. of Wain, Lazarus and Chappell, the Attorney for Shawmut Bank spoke briefly.

Bruce Tyson, of TGG Land Planning, Inc., Engineer for the Bank explained the proposed rezoning and the impact it would have on the area. He discussed the site limitations which make development difficult. The planned rezoning would preclude the need to disturb a significant hill and also the removal of many of the trees.

Much discussion ensued.

Paul Berry and Robert Parker, residents of Simonds Farm Road were allowed forward to speak. They both urged Town Meeting to vote in favor of this article and get the work completed.

Rep. Donald Flynn moved to amend the article as follows: "That we establish a committee who shall report to the Fall Town Meeting, made up of the Town Manager, the Chairman of the Board of Selectmen, and the Chairman of the Planning Board to monitor the following phases of Simond's Farm Subdivision.

PHASE I	Nashua Road reconstruction to proper standards and approved by all boards in town.
PHASE II	Completing on the original subdivision of 11 homes to standards as determined in original plans and specifications.
PHASE III	Report in writing to the Fall Town Meeting on the subdivision and subsequent submittal of an article to rezone land to 40,000 square foot lots — with a plan as to who will be doing it — and the level of construction we are to expect. All of the above to be done at the cost of the owner of record.

Seconded.

Rep. Riel, Simmonds Farm Road stated that there is a good committee in place — the residents, "We have a vested interest in having it done."

Discussion continued when it was moved and seconded to end debate. With one hundred twenty-four (124) voting in favor and six (6) opposed, the motion to end debate CARRIED.

The amendment proposed by Mr. Flynn was put to a vote. The motion LOST.

Discussion continued.

Rep. Duggan moved to end debate. Seconded. With one hundred thirty-nine (139) voting in favor and seventeen (17) opposed, the motion to end debate CARRIED.

The main motion was put to a rising vote. With one hundred forty-four (144) voting in favor and twenty-three (23) opposed, the main motion CARRIED.

Moved and seconded to reconsider Article 38. Discussion ensued on the motion to reconsider.

Rep. Dampolo moved to cut off debate. Seconded. The motion to end debate CARRIED unanimously.

The motion to reconsider Article 38 was put to a rising vote. With thirty-seven (37) voting in favor and one hundred twenty-two (122) opposed, the motion LOST.

ARTICLE 41

Moderator Sullivan, one of the petitioners for Article 41, stepped down from the chair and the Deputy Moderator assumed the Chair.

Moved and seconded that the Town establish the Billerica Town Meeting Warrant Action Committee, as follows:

The Billerica Town Meeting Warrant Action Committee will consist of five (5) members as follows: a member of the Board of Selectmen, appointed by the Selectmen; a member of the Finance Committee, appointed by the Finance Committee; two members who are Town Meeting Representatives, appointed by the Moderator; and either the Town Administrator or Assistant Town Administrator.

Members of this committee will be appointed for a one-year term at the close of the Town Meeting each year. The Warrant Action Committee will report to the following Spring/Fall Town Meeting as required on each warrant article that required an action by any Town Board, Town Committee or Town Employee.

Finance Committee concurred.

Slight discussion ensued when Rep. McDonald moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion was put to a rising vote. With one hundred twenty-two (122) voting in favor and six (6) opposed, the motion CARRIED.

ARTICLE 42

Rep. Ford moved to accept Article 42 as printed in the warrant deleting "or act in relation thereto." Seconded.

Finance Committee concurred.

Rep. Ford explained the article.

On the advice of Town Counsel, it was moved to amend the article to read:

"That the Town file a petition in the Legislature that notwithstanding the provisions of Section 46, of Chapter 31 of the General Laws, or any other general or special law to the contrary the personnel Administrator is hereby authorized to reinstate John V. Balboni as a firefighter in the Fire Department of the Town of Billerica. Seconded.

Several Representatives questioned the reason that Mr. Balboni was dismissed.

It was stated that Mr. Balboni was removed by Town Administrator Talbot for involvement in an illegal act while he was off duty and that it did not involve his duties as a firefighter.

Rep. DeHaro moved to postpone Article 42 indefinitely. Seconded. With sixty-five (65) voting in favor and eighty-four (84) opposed, the motion LOST.

Discussion continued.

Rep. Dampolo moved the question. Seconded. With one hundred thirty-seven (137) voting in favor and two (2) opposed, the motion to end debate CARRIED.

The amendment was put to a vote. Motion CARRIED.

Rep. Shanley questioned the meaning of the word "reinstate".

Selectman Cangiamila stated that this does not bind the Town to rehire Mr. Balboni. This will allow his name to be put back on the Civil Service list. This article will start the process.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion as presented was put to a vote. The Moderator declared the motion LOST. The count was questioned and a rising vote was taken. With seventy-five (75) voting in favor and seventy-nine (79) opposed, the motion LOST.

Moved and seconded to reconsider Article 42.

Moderate discussion ensued on reconsideration.

Rep. Flynn moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion to reconsider Article 42 was put to a vote. With ninety-three (93) voting in favor and sixty-one (61) opposed, the motion LOST.

ARTICLE 43

Rep. Symes moved that the Town allocate all funds received from fines assessed for violation of handicap parking in the Town of Billerica to the Commission on Disabilities. Funds so received to be deposited by the Town Treasurer in a separate account from all other monies, as provided for by MGL Chapter 40, Section 22G.

Seconded.

Finance Committee concurred. The provision that expenditures from such an account shall be made upon the recommendation of the Commission with the approval of the Town Administrator or Board of Selectmen will give added input into how the money is spent.

Moved, seconded and VOTED unanimously to end debate.

The main motion as amended was put to a vote. The motion CARRIED unanimously.

ARTICLE 44

Selectman Doyle moved to dismiss Article 44. Seconded.

Finance Committee concurred.

Motion to dismiss CARRIED unanimously.

ARTICLE 45

Selectman Doyle moved to dismiss Article 45. Seconded.

Finance Committee concurred.

Motion to dismiss CARRIED unanimously.

Moved and seconded that the Town Meeting waive the consecutive meeting provision and adjourn until Tuesday, June 8, 1993 at 7:30 P.M. Motion CARRIED unanimously.

The fourth session of the Annual Spring Town Meeting adjourned at 10:24 P.M.

ATrue Copy
ATTEST

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIFTH SESSION — JUNE 8, 1993

Prior to the start of Town Meeting, Mark W. Hemenway, 33 Chelmsford Road was elected a Town Meeting Member in Precinct 6. He was sworn in by Town Clerk Shirley E. Schult.

A quorum count was taken. With one hundred twenty-six (126) Town Meeting Members present, the meeting was declared in session at 7:36 P.M.

Rep. Leon Benoit introduced the members of the Billerica Special Olympic team. State Representative William Greene presented citations from the House of Representatives to each team member.

Shawsheen Technical High School Superintendent Charles Lyons introduced several students from the Shawsheen High School who were in the cast of "Grease." These students then presented a short program of selections from that musical.

Finance Committee Chairperson Sargent moved that Article 28 be moved prior to Article 1 and Article 29 be moved to follow Article 1. Seconded.

ARTICLE 28

Finance Committee Chairperson Sargent moved to fix the compensation of the following six elected officers of the Town as follows and to determine that any salary increase shall become effective July 1, 1993:

Selectman, Chairman	$1,535.00
Selectmen, Members (4)	1,315.00
Town Clerk	49,122.00

Seconded.

Finance Committee concurred.

Rep. Caporale moved to amend the salary for the Selectmen as follows:

Chairman	$5,000.00
Vice-Chairman	3,500.00
Members (3)	2,500.00

Seconded.

The amendment as presented by Mr. Caporale LOST.

The motion presented by Chairperson Sargent CARRIED.

ARTICLE 1

Selectman Krau moved to dismiss Article 1 and to bring Article 29 forward.

Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 29

Finance Committee Chairman Sargent moved that the Town provide a Reserve Fund and to determine what sum of money the Town will raise and appropriate, including appropriations from available funds, to defray expenses and charges of the Town, including Debt and Interest for the ensuing fiscal year. Seconded.

Town Administrator Mercier explained the budget. He indicated that the figures proposed by the Finance Committee in all accounts except a couple, which will be noted, represents an agreement between the Finance Committee, the Administrator and the School Departments.

Moderator Sullivan explained the "pass system" for the budget.

Rep. Delorey moved that the Town Meeting delete all lines from the Town Budget as proposed by the Finance Committee that show "zero" in the last three columns and request that the Finance Committee reflect this approach in future budget recommendations, and endeavor to eliminate unnecessary line items by consolidating multiple appearances of major accounts particularly those relating to contract services.

Seconded.

Following slight discussion, Mr. Delorey's motion was put to a vote. The motion LOST.

It was moved and seconded that the Moderator read the line item account numbers but dispense with the reading of the figures. Seconded

The motion to dispense with the reading of the numbers in the budget CARRIED unanimously.

The Moderator proceeded with the reading of the accounts. The Town Clerk noted those accounts held and the name of the representative placing the hold.

Rep. Moreira moved that all items not held for discussion be approved according to the Finance Committee's Fiscal Year 1994 recommendations. Seconded.

The motion CARRIED unanimously.

Rep. Norman moved that Account #210-5130 — Police Overtime be the first order of business on Thursday, June 10th. Seconded.

The motion to defer Account #210-5130 until June 10th CARRIED.

Rep. Krau moved that the Shawsheen School budget be brought forward. Seconded.

The motion CARRIED.

Account #310 — Shawsheen Technical

Rep. Buffum moved to raise and appropriate the sum of $3,264,190.00 to fund this account. Seconded.

Selectman Krau moved the figure of $3,194,442.00 to fund the Shawsheen budget. Seconded.

Supt. Lyons was allowed forward to speak in this budget.

Finance Committee concurred with the $3,194,442.00 figure.

The motion for $3,264,190.00 LOST.

The motion for $3,194,442.00 CARRIED.

Account #192-5200 — Contract Services — Town Hall

Finance Committee moved to raise and appropriate the sum of $88,433.00 to fund this account. Seconded.

There being no discussion, the motion for $88,433.00 CARRIED.

Account #151-5200 — Contract Services — Legal Department

Finance Committee moved to raise and appropriate the sum of $115,000.00 to fund this account. Seconded.

There being no discussion, the motion for $115,000.00 CARRIED.

Account #175-5130 — Overtime — Planning Board

Finance Committee moved the figure of $1,500.00 to fund this account. Seconded.

The figure of $1,500.00 to fund account #175-5130 CARRIED.

Account #691-5200 — Contract Services — Historical Commission

Finance Committee moved the figure of zero "0" to fund this account. Seconded.

Rep. Knight moved the sum of $500.00 to fund this account. These funds will be used to purchase plaques for some of the older buildings in Town. Seconded.

The motion for $500.00 to fund this account was put to a rising vote. With seventy-two (72) in favor and thirty-two (32) opposed, the motion CARRIED.

Account #129-5400 — Supplies & Expenses — Cable Advisory Committee

Finance Committee moved the figure of $25.00 to fund account #129-5400. Seconded.

There being no discussion, the motion for $25.00 CARRIED.

Account #210-5110 — Personnel — Police Department

Finance Committee moved the figure of $2,708,763.00 to fund account #210-5110. Seconded.

Slight discussion ensued.

The motion for $2,708,763.00 to fund account #210-5110 CARRIED.

Account #220-5110 — Personnel — Fire Department

Finance Committee moved the figure of $3,137,809.00 to fund account #220-5110. Seconded.

Moderate discussion ensued. Rep. Delorey questioned the Town Administrator regarding the number of individuals covered by the contract.

Town Administrator Mercier stated basically what has been agreed to in this contract is for seventy-one (71) individuals beginning July 1, 1993. Beginning July 1, 1994, the administration has agreed to a compliment of seventy-three (73) individuals.

Rep. Delorey then asked, "Is it your interpretation that in 1995 we are also committed to seventy-three (73) persons or is it your prerogative under the managers clause to change that?" Mr. Delorey requested that Mr. Mercier's reply be made part of the minutes.

Town Administrator Mercier replied, "I believe very strongly that it is my prerogative to change that. Keep in mind that we will be actively negotiating, I am assuming, with the Fire Union for a follow-up contract but I believe it will be within my prerogative."

Discussion continued.

The motion for $3,137,809.00 was put to a vote. The motion CARRIED.

Account #300 — Billerica School Budget

It was moved, seconded and VOTED to bring the Billerica School Department budget forward.

Rep. Cavicchio moved the sum of $25,086,119.00 to fund the Billerica School Budget. Seconded.

Finance Committee concurred.

The motion for $25,086,119.00 to fund account #300 CARRIED.

Account #292-5110 — Personnel — Dog Officer

Finance Committee moved the sum of $28,593.00 to fund this account. Seconded.

Rep. Flemming moved the figure of $25,748.00. Seconded.

Discussion ensued regarding the duties and availability of the dog officer. It was stated that this figure included the dog officer's salary as well as vacation and weekend replacement.

Rep. Newman moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion for $28,593.00 to fund account #292-5110 CARRIED.

Moved and seconded to adjourn until Thursday evening at 7:30 P.M. Motion CARRIED. The fifth session of the Annual Spring Town Meeting adjourned at 10:28 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Cl

AMMUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCH MEMORIAL AUDITORIUM
SIXTH SESSION — JUNE 10, 1993

Moderator Sullivan called for a quorum count. With one hundred eight (108) Town Meeting Members present, there was not the necessary quorum.

The Moderator accepted a motion to adjourn until Tuesday, June 15th at 7:30 P.M. Seconded. The motion CARRIED.

The sixth session of the Spring Town Meeting stood adjourned at 7:51 P.M.

A True Copy
ATTEST

Shirley E. Schult, CMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 4, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SEVENTH SESSION — JUNE 15, 1993

The Moderator requested a quorum count. With one hundred twenty-nine (129) Town Meeting Members present, the meeting was declared in session at 7:36 P.M.

Account #210-5130 — Overtime — Police Department

Finance Committee moved the figure of $345,000.00 to fund this account. Seconded.

Rep. Norman moved to increase the figure to $400,000.00 with the additional $55,000.00 increase earmarked to fund the overtime needed to cover the shifts of officers at in-service training at the Northeast Regional Police Institute. Seconded.

Considerable discussion ensued when Rep. DeHaro moved the question. Seconded. With one hundred fifty-one (151) voting in favor and three (3) opposed, debate was cut off.

The motion for $400,000.00 LOST.

Moved and seconded to reconsider the vote for the $400,000.00. With five (5) in favor and one hundred forty-three (143) opposed, reconsideration LOST.

The motion for $345,000.00 was put to a vote. The motion CARRIED.

Account #292-5400 — Supplies & Expenses — Dog Officer

Finance Committee moved the sum of $2,400.00 to fund this account. Seconded.

The motion for $2,400.00 for Account #292-5400 CARRIED.

Account #292-5200 — Contract Services — Dog Officer

Finance Committee moved the sum of $3,469.00 to fund this account. Seconded.

The motion for $3,469.00 to fund Account #292-5200 CARRIED.

Account #241-5110 — Building Department — Personnel

Finance Committee moved the sum of $226,438.00 to fund this account. Seconded.

The motion for $226,438.00 to fund Account #241-5110 CARRIED.

Account #241-5140 — Temporary Employees — Building Department

Finance Committee moved the sum of $12,566.00 to fund this account. Seconded.

The motion for $12,566.00 to fund Account #241-5140 CARRIED.

Account #241-5226 — Car Allowance — Building Department

Finance Committee moved the sum of $12,000.00 to fund this account. Seconded.

The motion for $12,000.00 to fund Account #241-5226 CARRIED.

Account #422-5400 — Supplies & Expenses — Highway Dept.

Finance Committee moved the sum of $114,375.00 to fund this account. Seconded.

The motion for $114,375.00 to fund Account #422-5400 CARRIED.

Account #422-5278 — Snow & Sand — Highway Department

Finance Committee moved the sum of $250,000.00 to fund this account. Seconded.

Motion for $250,000.00 CARRIED.

Account #441-5110 — Personnel — Sewer Department

Finance Committee moved the figure of $690,814.00 to fund this account. Seconded.

The motion for $690,814.00 to fund Account #441-5110 CARRIED.

Account #441-5130 — Overtime — Sewer Department

Finance Committee moved the sum of $67,980.00 to fund this account. Seconded.

Motion for $67,980.00 to fund Account #441-5130 CARRIED.

Account #441-5400 — Supplies & Expenses — Sewer Department

Finance Committee moved the sum of $200,366.00 to fund this account. Seconded.

The motion for $200,366.00 CARRIED.

Account #441-5200 — Contract Services — Sewer Department

Finance Committee moved the sum of $293,124.00 to fund this account. Seconded.

The motion for $293,124.00 to fund Account #441-5200 CARRIED.

Account#441-5250—Utilities—Sewer Department

Finance Committee moved the sum of $215,142.00 to fund this account. Seconded.

The motion for $215,142.00 to fund Account #441-5250 CARRIED.

Account#554-5100—Personnel—Cross Connection

Finance Committee moved the sum of $51,080.00 to fund this account. Seconded.

The motion for $51,080.00 CARRIED.

Account#610-5110—Personnel—Public Library

Selectman Krau moved to transfer the sum of $8,605.00 from the County Dog Fund Grant and to raise and appropriate the sum of $131,299.00 for a total of $139,904.00 to fund this account. Seconded.

The motion as presented CARRIED.

Account#491-5110—Personnel—Cemetery

Finance Committee moved the sum of $90,600.00 to fund this account. Seconded.

The motion for $90,600.00 to fund Account #491-5110 CARRIED.

Account#910-7012—Town Group Insurance

Finance Committee moved the sum of $1,105,707.00 to fund this account. Seconded.

The motion for $1,105,707.00 to fund Account #910-7012 CARRIED.

Account#910-7013—School Group Insurance

Finance Committee moved the sum of $1,670,000.00 to fund this account. Seconded.

The motion for $1,670,000.00 to fund Account #910-7013 CARRIED.

Account#910-7021—School Workers Comp.

Finance Committee moved the sum of $296,000.00 to fund Account #910-7021 CARRIED.

Account#155-5880—T/G Computer

Finance Committee moved the sum of $105,000.00 to fund this account. Seconded.

Slight discussion ensued when it was moved and seconded to end debate. The motion to cut off debate CARRIED unanimously.

The motion for $105,000.00 to fund Account #155-5880 CARRIED.

Account#433-5285—Solid Waste

Finance Committee moved the sum of $1,517,000.00 to fund this account. Seconded.

Rep. DeHaro moved the question to end debate. Seconded. The motion to end debate CARRIED unanimously.

The motion for $1,517,000.00 to fund Account #433-5285 CARRIED.

Account#193-5308—Town Audit

Finance Committee moved the figure of $53,500.00 to fund this account. Seconded.

The motion for $53,500.00 to fund Account #193-5308 CARRIED.

Rep. Moreira moved to ratify and affirm all action taken on the budget, Article 29. Seconded.

The motion CARRIED.

FISCAL YEAR '94 BUDGET

Account Numbers		Transfers $	R & A $	Total $
122—BOARD OF SELECTMEN				
5110	Personnel		10,184.00	
5400	Supplies & Expenses		2,043.00	
5200	Contract Services		8,175.00	
5710	Travel In-State		-0-	20,402.00
123—TOWN ADMINISTRATOR				
5110	Personnel		186,950.00	
5120	Permanent Part Time		4,270.00	
5400	Supplies & Expenses		-0-	
5200	Contract Services		935.00	
5710	Travel In-State		-0-	
5226	Car Allowance		2,400.00	194,555.00
135—TOWN ACCOUNTANT				
5110	Personnel		143,105.00	
5400	Supplies & Expenses		275.00	
5200	Contract Services		10,260.00	
5710	Travel In-State		-0-	153,640.00
145—TREASURER				
5110	Personnel		198,403.00	
5400	Supplies & Expenses		2,170.00	
5200	Contract Services		55,082.00	
5710	Travel In-State		-0-	
5226	Car Allowance		-0-	
5800	Capital Outlay		-0-	255,655.00
146—TAX COLLECTOR				
5110	Personnel		97,496.00	
5400	Supplies & Expenses		8,145.00	
5200	Contract Services		30,500.00	
5800	Capital Outlay		-0-	136,141.00
141—ASSESSOR				
5110	Personnel		141,323.00	
5120	Permanent Part-Time		17,350.00	
5400	Supplies & Expenses		1,250.00	
5200	Contract Services		13,715.00	
5218	Legal		-0-	
5710	Travel In-State		-0-	
5226	Car Allowance		1,275.00	
5800	Capital Outlay		-0-	174,913.00
161—TOWN CLERK				
5110	Personnel		103,865.00	
5400	Supplies & Expenses		500.00	
5200	Contract Services		2,070.00	
5710	Travel In-State		-0-	106,435.00

543—VETERANS' SERVICE				
	5110	Personnel	60,343.00	
	5400	Supplies & Expenses	-0-	
	5200	Contract Services	95.00	
	5710	Travel In-State	-0-	
	5226	Car Allowance	840.00	
	5280	Veterans' Benefits	290,000.00	351,278.00
192—TOWN HALL				
	5110	Personnel	29,778.00	
	5400	Supplies & Expenses	49,047.00	
*	5200	Contract Services	88,433.00	
	5250	Utilities	-0-	167,258.00
151—LEGAL DEPARTMENT				
	5110	Personnel	-0-	
*	5200	Contract Services	115,000.00	115,000.00
163—BOARD OF REGISTRARS				
	5110	Personnel	56,896.00	
	5150	Temporary Employees	-0-	
	5400	Supplies & Expenses	4,130.00	
	5200	Contract Services	3,505.00	64,531.00
162—ELECTION DEPARTMENT				
	5110	Personnel	13,067.00	
	5400	Supplies & Expenses	300.00	
	5200	Contract Services	5,331.00	
	5800	Capital Outlay	20,740.00	39,348.00
175—PLANNING BOARD				
	5110	Personnel	71,695.00	
*	5130	Overtime	1,500.00	
	5400	Supplies & Expenses	190.00	
	5200	Contract Services	150.00	
	5710	Travel In-State	-0-	
	5226	Car Allowance	-0-	73,535.00
176—BOARD OF APPEALS				
	5110	Personnel	27,343.00	
	5130	Overtime	1,500.00	
	5400	Supplies & Expenses	500.00	
	5200	Contract Services	69.00	
	5226	Car Allowance	-0-	29,412.00
152—PERSONNEL BOARD				
	5110	Personnel	-0-	
	5130	Overtime	-0-	
	5400	Supplies & Expenses	-0-	
	5200	Contract Services	-0-	-0-
131—FINANCE COMMITTEE				
	5120	Permanent Part-Time	1,405.00	
	5400	Supplies & Expenses	50.00	
	5200	Contract Services	1,460.00	
	5710	Travel In-State	-0-	2,915.00

171—CONSERVATION COMMISSION				
	5110	Personnel	45,498.00	
	5120	Permanent Part-Time	13,697.00	
	5400	Supplies & Expenses	156.00	
	5200	Contract Services	3,836.00	
	5226	Car Allowance	-0-	63,187.00
541—COUNCIL ON AGING				
	5120	Permanent Part-Time	37,416.00	
	5400	Supplies & Expenses	-0-	
	5200	Contract Services	6,784.00	
	5250	Utilities	560.00	
	5226	Car Allowance	1,000.00	
	5800	Capital Outlay	-0-	45,760.00
691—HISTORICAL COMMISSION				
	5400	Supplies & Expenses	100.00	
*	5200	Contract Services	500.00	600.00
561—HANDICAP COMMISSION				
	5400	Supplies & Expenses	100.00	
	5200	Contract Services	-0-	
	5710	Travel In-State	-0-	100.00
563—HOUSING PARTNERSHIP				
	5150	Temporary Employees	100.00	
	5400	Supplies & Expenses	-0-	100.00
129—CABLE ADVISORY COMMITTEE				
	5400	Supplies & Expenses	25.00	
	5200	Contract Services	-0-	25.00
210—POLICE DEPARTMENT				
*	5110	Personnel	2,708,763.00	
	5120	Permanent Part-Time	16,310.00	
*	5130	Overtime	345,000.00	
	5140	Longevity	-0-	
	5400	Supplies & Expenses	101,670.00	
	5200	Contract Services	116,075.00	
	5250	Utilities	-0-	
	5710	Travel In-State	-0-	
	5226	Car Allowance	-0-	
	5720	Travel Out-of-State	-0-	
	5800	Capital Outlay	-0-	3,287,818.00
231—AMBULANCE				
	5110	Personnel	278,249.00	
	5120	Permanent Part-Time	9,787.00	
	5130	Overtime	72,000.00	
	5400	Supplies & Expenses	14,564.00	
	5200	Contract Services	4,675.00	
	5800	Capital Outlay	-0-	379,275.00

220—FIRE DEPARTMENT				
*	5110	Personnel	3,137,809.00	
	5130	Overtime	220,000.00	
	5140	Longevity	-0-	
	5400	Supplies & Expenses	85,950.00	
	5200	Contract Services	50,922.00	
	5250	Utilities	42,000.00	
	5710	Travel In-State	-0-	
	5226	Car Allowance	-0-	
	5800	Capital Outlay	-0-	3,536,681.00
291—EMERGENCY MANAGEMENT				
	5110	Personnel	7,089.00	
	5120	Permanent Part-Time	-0-	
	5400	Supplies & Expenses	4,500.00	
	5226	Car Allowance	-0-	11,589.00
292—DOG OFFICER				
*	5110	Personnel	28,593.00	
*	5400	Supplies & Expenses	2,400.00	
*	5200	Contract Services	3,469.00	34,462.00
424—STREET LIGHTING				
	5200	Contract Services	187,430.00	187,430.00
241—BUILDING DEPARTMENT				
*	5110	Personnel	226,438.00	
	5140	Longevity	-0-	
*	5150	Temporary Employees	12,566.00	
	5400	Supplied & Expenses	2,500.00	
	5200	Contract Services	4,470.00	
*	5226	Car Allowance	12,000.00	257,974.00
244—SEALER OF WEIGHTS				
	5120	Permanent Part-Time	4,930.00	
	5400	Supplies & Expenses	320.00	
	5200	Contract Services	1,110.00	6,360.00
510—BOARD OF HEALTH				
	5110	Personnel	83,910.00	
	5120	Permanent Part-Time	12,459.00	
	5130	Overtime	1,500.00	
	5140	Longevity	-0-	
	5400	Supplies & Expenses	300.00	
	5200	Contract Services	22,182.00	
	5710	Travel In-State	-0-	
	5226	Car Allowance	500.00	
	5800	Capital Outlay	250.00	121,101.00
522—PUBLIC HEALTH NURSES				
	5110	Personnel	-0-	
	5120	Permanent Part-Time	-0-	
	5400	Supplies & Expenses	850.00	
	5200	Contract Services	19,256.00	
	5226	Car Allowance	300.00	20,406.00

525—SANITATION				
	5120	Permanent Part-Time	-0-	
	5200	Contract Services	8,356.00	8,356.00
421—PUBLIC WORKS ADMINISTRATOR				
	5110	Personnel	122,581.00	
	5130	Overtime	250.00	
	5140	Longevity	-0-	
	5400	Supplies & Expenses	2,250.00	
	5200	Contract Services	620.00	125,701.00
410—PUBLIC WORKS ENGINEER				
	5110	Personnel	93,740.00	
	5400	Supplies & Expenses	1,850.00	
	5200	Contract Services	750.00	96,340.00
422—HIGHWAY DEPARTMENT				
	5110	Personnel	431,477.00	
	5130A	Overtime — Regular	30,040.00	
	5130B	Overtime — Snow	40,000.00	
	5140	Longevity	-0-	
*	5400	Supplies & Expenses	114,375.00	
	5200	Contract Services	29,094.00	
*	5278	Snow & Sand	250,000.00	894,986.00
411—SEWER DEPARTMENT				
*	5110	Personnel	690,814.00	
*	5130	Overtime	67,980.00	
*	5400	Supplies & Expenses	200,366.00	
*	5200	Contract Services	293,124.00	
*	5250	Utilities	215,142.00	1,467,426.00
650—PARKS & TREES				
	5110	Personnel	110,058.00	
	5130	Overtime	5,150.00	
	5150	Temporary Employees	-0-	
	5400	Supplies & Expenses	16,475.00	
	5200	Contract Services	5,650.00	
	5250	Utilities	-0-	
	5800	Capital Outlay	-0-	137,333.00
492—MOTOR EQUIPMENT				
	5110	Personnel	96,260.00	
	5130	Overtime	16,995.00	
	5400	Supplies & Expenses	120,990.00	
	5200	Contract Services	29,336.00	
	5250	Utilities	2,000.00	265,581.00
453—WATER TREATMENT				
	5110	Personnel	436,861.00	
	5130	Overtime	41,200.00	
	5140	Longevity	-0-	
	5400	Supplies & Expenses	260,450.00	
	5200	Contract Services	47,048.00	
	5250	Utilities	293,800.00	
	5800	Capital Outlay	-0-	1,079,359.00

452—WATER MAINTENANCE					
	5110	Personnel		278,843.00	
	5130	Overtime		20,600.00	
	5132	Flushing Program		5,473.00	
	5400	Supplies & Expenses		29,325.00	
	5200	Contract Services		22,168.00	
	5226	Car Allowance		4,400.00	
	5800	Capital Outlay		-0-	360,809.00
451—WATER BILLING					
	5110	Personnel		87,249.00	
	5130	Overtime		1,000.00	
	5140	Longevity		-0-	
	5400	Supplies & Expenses		9,815.00	
	5200	Contract Services		14,620.00	112,684.00
454—CROSS-CONNECTION SECTION					
*	5110	Personnel		51,080.00	
	5130	Overtime		-0-	
	5400	Supplies & Expenses		5,225.00	
	5200	Contract Services		-0-	
	5800	Capital Outlay		-0-	56,305.00
300—BILLERICA PUBLIC SCHOOLS					
*	300	Total — Billerica Schools		25,086,119.00	25,086,119.00
310—SHAWSHEEN TECHNICAL HIGH SCHOOL					
*	310	Total — Shawseen Technical High		3,194,442.00	3,194,442.00
610 — PUBLIC LIBRARY					
*	5110	Personnel	8,605.00	131,299.00	
	5120	Permanent Part-Time		164,720.00	
	5400	Supplies & Expenses		48,147.00	
	5200	Contract Services		25,370.00	
	5250	Utilities		19,500.00	
	5710	Travel In-State		-0-	397,641.00
630—RECREATION DEPARTMENT					
	5110	Personnel		36,382.00	
	5120	Permanent Part-Time		56,216.00	
	5400	Supplies & Expenses		2,621.00	
	5200	Contract Services		3,637.00	
	5250	Utilities		960.00	
	5710	Travel In-State		-0-	
	5800	Capital Outlay		-0-	99,816.00
631—SPECIAL RECREATION					
	5120	Permanent Part Time		-0-	
	5400	Supplies & Expenses		-0-	
	5200	Contract Services		-0-	
	5710	Travel In-State		-0-	-0-

491—CEMETERY DEPARTMENT					
*	5110	Personnel		90,600.00	
	5130	Overtime		19,315.00	
	5400	Supplies & Expenses		6,500.00	
	5200	Contract Services		4,574.00	
	5250	Utilities		4,000.00	
	5710	Travel In-State		-0-	
	5800	Capital Outlay		2,213.00	127,202.00
710—DEBT SERVICE					
	7150	Town Debt — Principal		2,224,749.00	
	7160	School Debt — Principal		318,059.00	
	7180	New Debt — Town Principal		-0-	
	7190	New Debt — School Principal		-0-	
	7550	Town Debt — Interest		912,131.00	
	7560	School Debt — Interest		96,819.00	
	7580	New Debt Interest — Town		129,625.00	
	7590	New Debt Interest — School		-0-	
	7130	Temporary Borrowing		279,016.00	
	7170	Exempt 2.5 Principal		255,000.00	
	7570	Exempt 2.5 Principal		72,155.00	4,287,554.00
UNCLASSIFIED					
	193-5302	Town Building Insurance		335,169.00	
	193-5304	School Building Insurance		131,000.00	
*	910-7012	Town Group Insurance		1,105,707.00	
*	910-7013	School Group Insurance		1,670,000.00	
	910-7020	Town Workers Comp.		204,297.00	
*	910-7021	School Workers Comp.		296,000.00	
	910-7030	Town Unemployment Comp.		1,500.00	
	910-7031	School Unemployment Comp.		20,000.00	
	910-7040	FICA Town		62,000.00	
	910-7041	FICA School		100,000.00	
	156-5254	Town Telephone Service		68,000.00	
*	155-5880	T/G Computer		105,000.00	
	155-5420	T/G General Office Supplies		30,000.00	
	155-5239	T/G Maintenance & Repair		32,500.00	
	155-5422	T/G Custodial Supplies		15,000.00	
	193-5241	Professional Cleaning Service		20,000.00	
		Professional Training		7,500.00	
		Fleet Leasing		-0-	
*	433-5285	Solid Waste		1,517,000.00	
	549-5287	VFW-P, DAV, VFW-S		600.00	
	910-7050	Connell/Strunk/Husson		4,415.00	
	910-7051	Police & Fire Medical Exams		28,500.00	
		Early Retirement Incentive		100,000.00	
	193-5310	Memorial Day/Yankee Doodle Weekend		2,300.00	
	193-5306	Town Report		7,250.00	
*	193-5308	Town Audit		53,500.00	
	193-5312	Reserve Fund		40,000.00	5,957,238.00
		Totals	$8,605.00	$53,584,263.00	$53,592,868.00

ARTICLE 8

Selectman Krau moved to transfer from FY 93 accounts #710-7580 New Debt (Interest) $104,000.00, Asbestos Reimbursement Account #19928-46990 the sum of $42,000.00 and the Mass. Deposit Insurance Trust Account #811 the sum of $36,000.00 for a total of $182,000.00 to fund the following accounts:

210-5130	Police Overtime	$52,000.00
220-5130	Fire Overtime	52,000.00
192-5250	Town Hall Utilities	18,000.00
424-5200	Street Lights	10,000.00
141-5110	Assessor's Personnel	20,000.00
910-7040	F.I.C.A., Town	15,000.00
910-7020	Town Worker's Comp.	15,000.00

Seconded

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 9

Selectmen Krau moved to transfer from Account #710-7130 Temporary Borrowing the sum of $14,998.00 to fund the following prior year's bills:

Joseph Shaw -- Hurricane Bob —	
Town Hall Damage	$1,585.00
Town of Burlington (Water Main)	2,500.00
Jones Chemicals (Wastewater Treatment)	995.00
Secodyne, Inc. (Wastewater Treatment)	4,675.38
Sheehan & Owens (Board of Health)	5,241.79

Seconded.

Finance Committee concurred.

With one hundred forty-five (145) voting in favor and one (1) opposed, the motion as presented CARRIED.

ARTICLE 10

Selectman Krau moved to raise and appropriate the sum of $5,000.00 to purchase secondary Public Service Answer Point for the Fire Department. Seconded.

Finance Committee concurred.

After slight discussion, the motion as presented CARRIED.

ARTICLE 11

Selectman Krau moved to raise and appropriate the sum of $5,000.00 to authorize the Board of Selectmen to acquire the following land parcels and/or rights in land parcels for the purpose of obtaining secure and public rights-of-way. This action will allow for the construction and/or roadway safety improvements for the Boston Road/Tower Farm Road traffic improvement project.

	Total Area	Number of Parcels
In Fees	3800 sq. ft.	two (2)

Further, that the Board of Selectmen may acquire these parcels or modification of these parcels, through all legal means. This includes purchase and/or eminent domain. The subject parcels are identified on plans:

Taking by Fee:

By: Hoyle, Tanner Associates
Dated: July, 1992
Titled: Comm. of Mass. Intersection Const. Boston Road/Tower Farm Road

Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 12

Moved and seconded to dismiss Article 12.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 17

Moved and seconded to dismiss Article 17.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 18

Moved and seconded to dismiss Article 18.

Finance Committee concurred.

Motion to dismiss CARRIED.

ARTICLE 19

Moved and seconded to dismiss Article 19.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 23

Rep. Gray moved that the Billerica School Committee be authorized to continue to operate a BEAM Revolving Fund for 1993-94 under G.L. C44, Section 53 1/2 for the purpose of receiving insurance and other revenues and spending monies to operate the program in an amount not to exceed $200,000.00. Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 24

Rep. Cavicchio moved to transfer from prior years' School Department accounts as follows: Account #19020 — $4,191.97, Account #19036 — $16,217.46, Account #19038 — $9,000.00, Account #18540 — $7,885.33, Account #19062 — $11,068.00, Account #19064 — $8,120.29, Account #18566 — $7,577.26 for a sum of $64,060.31, for the purpose of providing elementary school mathematics and science curriculum and materials. Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 25

Rep. Cavicchio moved to transfer from Account #19928-46990 (Asbestos Reimbursement) the sum of $192,414.00 for the purpose of paying the principal and interest on asbestos removal Bond Anticipation Renewal Notes originally dated April 23, 1992, now due June 30, 1993. Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 26

Rep. Grey moved that $1,200,000.00 be appropriated for reconstruction and making extraordinary repairs to the Marshall School and the Billerica Memorial High School, consisting of the replacement of all or a portion of the roofs of such schools; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow $1,200,000.00 under G.L. C. 44, 7 or Chapter 645 of the Acts of 1948 as amended; and that the School Committee is authorized to take any other action necessary to carry out this project. Seconded.

Finance Committee concurred.

Slight discussion ensued when it was moved, seconded and VOTED unanimously to end debate.

The motion as presented was put to a rising vote. With one hundred forty-seven (147) in favor and zero (0) opposed, the motion CARRIED unanimously.

ARTICLE 27

Rep. Buffum moved to accept a $48,352.00 Equal Education Opportunity Grant for the Shawsheen Valley Regional Vocational Technical High School District for the 1993/94 school year. Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 30

Finance Committee moved to dismiss Article 30. Seconded.

The motion to dismiss CARRIED.

ARTICLE 32

Selectman Krau moved to raise and appropriate the sum of $75,000.00 for the purpose of a revaluation of commercial, industrial, residential and personal property in order to meet the requirements of General Statutes. Seconded.

Finance Committee concurred.

The motion to raise and appropriate $75,000.00 CARRIED.

Rep. Moreira moved that the Annual Spring Town Meeting of 1993 stand dissolved. Seconded.

The motion to dissolve CARRIED unanimously.

The 1993 Annual Spring Town Meeting was declared dissolved at 9:15 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

WARRANT FOR
SPECIAL TOWN MEETING
JUNE 10, 1993

Middlesex. ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA., on Thursday, June 10, 1993 at 8:00 p.m. and then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote, notwithstanding any provision of the General By-Laws of the Town of Billerica to the contrary, to authorize the Board of Selectmen to release a restriction appearing in the deed from the Town of Billerica to Salvatore E. and Sylvia P. Fantasia dated January 29, 1990, recorded in the Middlesex Registry of Deeds, Book No. 5145, Page No. 132, said release to remove only the restriction prohibiting the construction of a structure for human occupancy upon that parcel of land, formerly of the Town of Billerica, identified in said deed as lot 41, solely for the purpose of allowing a house currently encroaching upon said lot 41, to remain in place; and further to expressly confirm the restriction prohibiting the construction of a structure for human occupancy upon parcels 3 and 42 as identified in said deed, and further confirming that lots 3, 41 and 42 as identified in said deed are to remain annexed to the property of the Fantasia's at the date of the deed so as to form a single lot as intended in the original deed restriction;
or act in relation thereto.
Submitted by the Board of Selectmen

ARTICLE 2

To see if the Town will vote to transfer the sum of $28,000 from various accounts in order to fund 1992-1993 portion of the collective bargaining agreement with the Billerica Municipal Employees Association;
or act in relation thereto.
Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 3

To see if the Town will vote to appropriate the sum of $500,000 for the cost of additional department equipment; to determine whether this appropriation shall be raised by borrowing or otherwise;
or act in relation thereto.
Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 4

To see if the Town will vote to appropriate the sum of $750,000 for developing land for burial purposes and for construction paths and avenues and embellishing the grounds in said developed areas in a cemetery owned by the Town; to determine whether this appropriation shall be raised by borrowing or otherwise;
or act in relation thereto.
Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 5

To see if the Town will vote to accept the early retirement provisions of the legislation known as Education Reform Legislation;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 6

To see if the Town will vote to amend the Zoning By-Laws to allow restaurant use by right in the General Business District by making the following changes.

1. Amend Section 5.7.2.N to read:

N.	Restaurant	NO	NO	NO	SP	SP	NO	SP	SP

2. Add Section 5.7.2.NN to read:

N. With a restaurant including a food establishment where the principal service is the sale of food on chinaware or beverage in glasses or china cups to be consumed by persons at tables within the building and the incidental sale of food to "take out" and including a fast food establishment providing that adequate safeguards are employed to control the disposal of disposable containers; with restaurants in Industrial Districts solely for the use of the businesses they serve, not open to the public.

4. Add Section 5.7.3.NN to read:

NN. Hotel and Motel including lodging for more than four roomers, boarders or tourists, provided that such loading facilities shall not be within 1,300 feet of similar business and open space shall be provided on the lot in addition to any area required for parking and associated driveways, equal to twice the gross floor area of the hotel or motel. Rooms or suites of rooms shall not contain cooking facilities unless specifically permitted by the SPGA. In no case shall there be more than 10 guest rooms or suites with cooking facilities. In all applicable districts hotel or motel sites shall contain at least ten acres and the hotel or motel shall contain at least 100 guest rooms or suites.

or act in relation thereto.

Submitted by the Planning Board, Ruthanne Bossi, Chairman

ARTICLE 7

To see if the Town will vote to amend the General By-Laws by adding the following to become new Article XXIV.

COMMON VICTUALLERS LICENSES

The current application requirements for a common victuallers license in addition to the following requirements apply:

1. All applications for a common victuallers license under G.L. c.140, s. 2 submitted after the effective date of this by-law, except annual renewals, shall be acted upon by the licensing authority only after a public hearing held in accordance with this by-law.

   All abutters to the subject property shall be notified at least 14 days prior to the scheduled public hearing. Such notice shall be in writing and sent by certified mail.

2. A legal notice of the hearing shall appear in a local newspaper at least 14 days prior to the public hearing.

3. The cost of the legal notice and the notification of abutters shall be the responsibility of the applicant. The text of the notice shall be supplied by the Selectmen's Office. Proof of notification shall be submitted at the public hearing;

or act in relation thereto.

Submitted by the Planning Board, Ruthanne Bossi, Chairman

And you are hereby directed to serve this Warrant by posting a true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; one copy at the Billerica Public Library.

Given under our hands this twenty-seventh day of May, 1993.

BOARD OF SELECTMEN
S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice, Chairman
S/Ralph M. Krau, Secretary
S/Brion Cangiamila
S/Thomas H. Conway, Jr.

A True Copy
ATTEST:

S/John Harring, Constable, Town of Billerica

May 27, 1993

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Special Town Meeting to be held on Thursday, June 10, 1993, at 8:00 P.M. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA., at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
DeMoulas Market, Town Plaza, Boston Road
Center Post Office, Boston Road
Billerica Mall, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station

Signed:

S/John Harring
Constable, Town of Billerica

SPECIAL TOWN MEETING
JUNE 10, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM

The following tellers were appointed by Moderator Sullivan and sworn in by Town Clerk Shirley E. Schult: Louise French, Patricia Flemming, Dorothy M. Callihan, Oren D. Hunt and Karen Miller.

A quorum count was taken. With one hundred twenty-one (121) Town Meeting Members present, the meeting was declared in session at 8:07 P.M.

It was moved, seconded and VOTED to accept the warrant as duly served by the Constable.

Moved, seconded and VOTED to dispense with the reading of the warrant.

ARTICLE 1

Rep. Haines moved that the Town vote, notwithstanding any provision of the General By-Laws of the Town of Billerica to the contrary, to authorize the Board of Selectmen to release a restriction appearing in the deed from the Town of Billerica to Salvatore E. and Sylvia P. Fantasia dated January 29, 1990, recorded in the Middlesex Registry of Deeds, Book No. 5145, Page No. 132, said release to remove only the restriction prohibiting the construction of a structure for human occupancy upon that parcel of land, formerly of the Town of Billerica, identified in said deed as lot 41, solely for the purpose of allowing a house currently encroaching upon said lot 41, to remain in place; and further to expressly confirm the restriction prohibiting the construction of a structure for human occupancy upon parcels 3 and 42 as identified in said deed, and further confirming that lots 3, 41 and 42 as identified in said deed are to remain annexed to the property of the Fantasia's at the date of the deed so as to form a single lot as intended in the original deed restriction.

Seconded.

The Finance Committee did not concur with this motion.

Attorney Patenaude and James Paterno were allowed forward to speak on the article. Attorney Patenaude stated that the Fantasia's originally owned two parcels on Hamden Road which together comprised a legal building lot. Three additional parcels were purchased under tax title and subsequently were combined with the original parcels into one lot. A house was built and when a title exam was done, the foundation encroached eight feet onto the tax title portion of the property. To rectify the error, Town Meeting must vote to amend the restriction or the house must be moved.

Much discussion ensued.

Paul Doherty and Robert Roche, both residents of Hamden Road, spoke in favor of the article as presented. If the house has to be moved, it will impact negatively on the abutting properties both aesthetically and by increasing drainage problems.

Considerable discussion ensued. Rep. Markarian moved the question to end debate. Seconded. With ninety-two (92) voting in favor and twenty-five (25) opposed, debate was cut off.

The motion as presented was put to a rising vote. With eighty-six (86) voting in favor and thirty-two (32) opposed, the motion CARRIED.

A motion was made to reconsider Article 1. Seconded.

Considerable discussion ensued on reconsideration when Rep. McDonald moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion to reconsider Article 1 was put to a rising vote. With seventy (70) voting in favor and fifty (50) opposed, the motion to reconsider LOST.

ARTICLE 2

Rep. Haines moved that the Town transfer the sum of $11,900.00 from Account #441, Sewer Salaries, to fund the 1993 Collective Bargaining Contract. Seconded.

Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 3

Rep. Haines moved that $500,000.00 be appropriated for the cost of additional departmental equipment; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow $500,000.00 under G.L. c.44, Section 7 (9); and that the Board of Selectmen is authorized to take any other action necessary to carry out this project. Seconded.

Finance Committee concurred.

Capital Projects Advisory Committee Chairman George Roberts and Committee Member Edward Hurd both spoke in favor of this article.

Town Administrator Mercier explained that this would be used to purchase new equipment for the Public Works, a new pumper for the North Billerica Fire Station and for new equipment for the Cemetery Department. Much of the old equipment is beyond repair and must be replaced.

Rep. Newman moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion as presented was put to a rising vote. With one hundred twenty-one (121) voting in favor and zero (0) opposed, the motion CARRIED.

ARTICLE 4

Rep. Haines moved that $750,000.00 be appropriated for

developing land for burial purposes and for constructing paths and avenues and embellishing the ground in said developed areas in a cemetery owned by the Town; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow $750,000.00 under G.L. Chapter 44, Section 7 (20) and that the Board of Selectmen is authorized to take any other action necessary to carry out this project. Seconded.

Finance Committee concurred.

Capital Projects Advisory Committee Chaiman Roberts concurred but moved to amend the article as follows: at the end of the article as submitted, add the words "and that the Cemetery Commission look into land either owned by the Town or privately owned land that can be aquired by the Town, suitable for cemetery expansion without major alterations and report back to Town Meeting in the fall of 1993."

Cemetery Superintendent Charles Faria explained the current porblems, the space available and the proposed expansion with the use of slides. Currently, there are approximately fifteen headstone lots and one hundred fifty flat stone sites thus giving the Town approximately two hundred (200) burial sites.

Discussion continued regarding the merits of future expansion at the Fox Hill Cemetery versus the acquisition of an alternate site.

The amendment proposed by Rep. Roberts was put to a vote. The amendment CARRIED unanimously.

Discussion continued on the main motion when Rep. Moreira moved the question to end debate. Seconded. The motion to end debate CARRIED unanimously.

The main motion with the amendment attached thereto was put to a rising vote. With one hundred six (106) voting in favor and ten (10) opposed, the motion CARRIED.

ARTICLE 5

Rep. Houghton moved to dismiss Article 5. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED unanimously.

ARTICLE 6

Planning Board Chairman Bossi moved that the Town amend the Zoning By-Law to allow restaurant use by right in the General Business District by making the following changes.

1. Amend 5.7.2.N to read:

N. Restaurant	NO	NO	NO	SP	YES	NO	SP	SP

2. Add 5.7.2.NN to read:

NN. Hotel & Motel	NO	NO	NO	SP	SP	NO	SP	SP

3. Amend 5.7.3.N to read:

N. With a restaurant including a food establishment where the principal service is the sale of food on chinaware or beverages in glasses or china cups to be consumed by persons at tables within the buildings and the incidental sale of food to "take out" and including establishment providing that adequate safeguards are employed to control the disposal of disposable containers; with restaurants in Industrial Districts solely for the use of the businesses they serve, not open to the public.

4. Add 5.7.3.NN to read:

NN. Hotel and Motel including lodging for more than four roomers, boarders or tourists, provided that such lodging facilities shall not be within 1300 feet of similar business and open space shall be provided on the lot in addition to any area required for parking and associated driveways, equal to twice the gross floor area of the hotel or motel. Rooms or suites of rooms shall not contain cooking facilities unless specifically permitted by the SPGA. In no case shall there be more than 10 guest rooms or suites with cooking facilities. In all applicable districts hotels or motel sites shall contain at least ten acres and the hotel or motel shall contain at least 100 guest rooms or suites.

Seconded.

Planning Board Chairman Bossi gave the report of the public hearing held on June 7, 1993. Due notice was given in the Lowell Sun on May 23 and May 30th. The Board with six (6) members present and voting, voted six (6) in favor with one (1) member absent to recommend this amendment. This article is nearly identical to one defeated in the May, 1993 Special Town Meeting. M.G.L. c 40A, Section 5 allows zoning article unfavorably voted to return to Town Meeting within the two year limit provided it is recommended in the Planning Board report.

Finance Committee had not had an opportunity to see the amended motion and thus had no recommendation.

Discussion ensued both pro and con when it was moved and seconded to end debate. With one hundred seven (107) voting in favor and three (3) opposed, the motion to end debate CARRIED.

The main motion was put to a rising vote. With sixty-one (61) in favor and forty-three (43) opposed, the motion LOST.

Moved and seconded to reconsider. With seventeen (17) voting in favor and seventy-five (75) opposed, the motion LOST.

ARTICLE 7

Planning Board Chairman Bossi moved to withdraw Article 7. Seconded.

Finance Committee concurred.

Motion to withdraw CARRIED unanimously.

Rep. Moreira moved that the Special Town Meeting stand dissolved. Seconded. Motion CARRIED. The Special Town Meeting was declared dissolved at 10:11 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

WARRANT FOR SPECIAL TOWN MEETING OCTOBER 5, 1993

Middlesex, ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA., on Tuesday, October 5, 1993 at 8:00 P.M. and then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote to raise and appropriate or transfer from available funds, the sum of $10,000 to fund the Collective Bargaining Agreement between the Town of Billerica and the E.M.T. Association;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 2

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $25,000, to fund the Collective Bargaining Agreement between the Town of Billerica and the Billerica Professional Administrators Association, Local 254, SEIU;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 3

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $100,000 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Association of Police Officers, Local 420;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 4

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $5,000 to implement a compensating balance for the payment of police details from the time officers are paid for their work until the vendors pay their bills;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 5

To see if the Town will vote to amend the Billerica General By-Laws by adding the following new section:

Section 1 On the effective date of these Rules and Regulations, no alarm system or equipment designed to summon the Police Department shall be installed without first obtaining an alarm permit from the Police Chief or his designee. Existing alarm systems must obtain a permit within three (3) months of the effective date of these Rules and Regulations. The Board of Selectmen shall prescribe an application form for alarm permits. The fee for each application shall be $25.00.

Section 2 Whenever an alarm system or equipment is disconnected, removed or substantially altered, the owner or user thereof shall notify the Police Chief in writing so that an appropriate notation may be made on the permit.

Section 3 No automatic dialing device shall be connected to any telephone numbers at the Police Department after the effective date of Rules and Regulations, all automatic dialing devices interconnected to any telephone numbers at the Police Department shall be disconnected therefrom. Any person using an automatic dialing device may have the device interconnected to a telephone line transmitting directly to a central station, in answering service or any privately owned or privately operated facility or terminal. Alarm systems other than automatic dialing devices may be connected to the alarm receiving equipment at the Police Department. The alarm owner or user, or the alarm business contracted for servicing the alarm user's system shall be responsible for obtaining the leased telephone line between the alarm user's premises and the alarm receiving equipment at the Police Department and for furnishing the appropriate interface equipment.

Section 4 All alarm systems installed after the effective date of these Rules and Regulations which use an audible horn or bell shall be equipped with a device that will shut off the horn or bell within ten (10) minutes after activation of the alarm system. All existing alarm systems using an audible bell or horn shall be equipped with such a device within three (3) months after the effective date of these Rules and Regulations.

Section 5 Every alarm user shall submit with his permit application the names and telephone numbers of at least two other persons who may be reached in the event of an alarm and who are authorized to respond to the alarm and have access to the alarmed premises.

Section 6 No alarm system designed to transmit emergency messages directly to the Police Department shall be worked on, tested or demonstrated without obtaining permission from the Police Chief or his designee. Permission is not required to test or demonstrate alarm devices not transmitting emergency messages directly to the Police Department.

Section 7 The Police Chief may suspend or revoke an alarm permit for just cause in accordance with the following procedures:

(a) The Chief or his designee shall issue to the permit holder a written notice, by certified mail, of his intent to suspend or revoke the alarm permit. Notice will include the date of the intended suspension or revocation, the reasons for the suspension or revocation and notice that the permit holder is entitled to a hearing upon written request.

(b) Upon receipt of a notice of suspension or revocation, the permit holder may, within five (5) working days of receipt, submit a written request for a hearing before the Board of Selectmen or its designee. At the hearing the permit holder shall have the right to present evidence, cross-examine witnesses and be represented by counsel. The hearing shall be informal and shall not be subject to rules of evidence or formal courtroom procedure. After the hearing, the hearing officer may issue a written order of suspension for a given period of time, or revoke the permit. He may also withdraw any previous order of suspension or revocation.

(c) During the appeal period, the alarm system shall remain in operation.

Section 8 False Alarms: Each alarm user will be assessed a penalty of $50.00 for each false alarm, except for those alarms due to a power outage or other systematic disturbance over which he has no control. After five false alarms not exempted by the above conditions, the Chief of Police shall begin the suspension or revocation procedure as provided in Section 7 above. Alarm owners will not be assessed a fee for the first two false alarms occurring after the effective date of these Rules and Regulations.

Section 9 The Town of Billerica and its Police Department does not profess to nor assume any additional responsibility or special duty for the protection of property, or to the owner or user of alarm systems. The Town does not hold itself out to greater protection of alarm users and owners.

Section 10 Violations of any provision above shall constitute a violation of the Billerica Town By-Laws and shall be punished by a fine of $50.00;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 6

To see if the Town will vote to accept Section 61A and 61B of Chapter 31 which invokes the provisions of Chapter 311 of the Acts of 1989 which eliminates the maximum hiring age of 32 for public safety positions;

or act in relation thereto.

Submitted by the Board of Selectmen

ARTICLE 7

To see if the Town will vote, pursuant to the requirements of M.G.L. Chapter 40, Section 3 and the provisions of the Billerica Home Rule Charter, to authorize a long term lease agreement between the Billerica Historic Preservation Corporation, the Town Administrator and the Board of Selectmen, for the use of the Old Billerica Town Hall. Said term of the lease should be for a minimum of thirty (30) years with two, ten (10) year renewable options and to act in any other manner in relation thereto.

Submitted by Brion Cangiamila, Selectman

ARTICLE 8

To see if the Town will vote to transfer to the Board of Selectmen and authorize the Board of Selectmen to grant an easement to lay, construct, reconstruct, operate, maintain, replace and remove lines for the transmission of intelligence and the transmission of electricity, together with necessary wires, manholes, foundation, and appurtenances upon, over, through and under a portion of the Town's land situated on the southerly side of Salem Road identified on a plan entitled "Plan of Land in Billerica, Owner: Town of Billerica, Owner: Town of Billerica Fire Station Building Committee, July 20, 1973, Scale 1" = 40 ft. Harrison A. Meeker Registered Land Surveyor" and recorded in Plan Book 117, Plan 63 at the Middlesex North District Registry of Deeds, Lowell;

or take any other action relative thereto.

Submitted by the Board of Selectmen

ARTICLE 9

To see if the Town will vote to amend the General By-Law by adding the following section:

18.2.1. Adopt-A-Street Signs

Signs within the right-of-way or on public land erected for the purpose of identifying that a particular sponsor is a participant in the Adopt-A-Street Program are not subject to this by-law and are allowed by right;

or act in relation thereto.

Submitted by the Ralph Krau, Board of Selectmen

ARTICLE 10

To see if the Town will vote to discontinue Treble Cove Road at two locations as a public way so as to reduce the width to 50 ft. (see attached map);

or act in relation thereto.

Submitted by Ruthanne Bossi, Planning Board and Paul F. Ford, Board of Selectmen

ARTICLE 11

To see if the Town will vote to amend Section 3-1, Subsection G of the Town Charter by deleting "twenty-five percent of the total vote cast for the office" and adding "twenty-five percent of the total ballots cast in the election";

or act in relation thereto.

Submitted by the Rules Committee

ARTICLE 12

To see if the Town will vote to amend the zoning by-laws and zoning map by rezoning from a Neighborhood Residential and General Business District to a Village Residential District with a Residential Cluster Overlay.

Beginning at an iron rod at the south westerly corner of said parcel at the land now or formerly of Talutis;

Thence N 4 degrees 41' 30" W by land of Talutis a distance of 415.56' to an iron rod;

Thence S 67 degrees 39' 30" W by land of Talutis a distance of 278.66' to an iron rod at land of Billerica Elks Lodge;

Thence N 11 degrees 05' 35" W by land of the Elks Lodge a distance of 865.31' to a drill hole at land of Flaherty;

Thence, N 77 degrees 50' 30" E along a stonewall by land of Flaherty and Shape a distance of 429.64' to a drill hole;

Thence, S 21 degrees 42' 31" E along a stonewall a distance of 98.30' to a drill hole;

Thence, S 21 degrees 42' 31" E along a stonewall a distance of 178.91' to a drill hole;

Thence, N 71 degrees 59' 17" E along a stonewall a distance of 135.31' to the land of BAHA Realty Trust, the last three courses being by land of Canning;

Thence, S 18 degrees 17' 24" E a distance of 345.31' to a post;

Thence, N 71 degrees 42' 36" E by land of Rodwell a distance of 264.90' to a drill hole at the westerly side of Allen Road;

Thence, S 12 degrees 41' 26" E along Allen Road 254.68' to a point at a curve;

Thence, along a curve to the right having a radius of 796.90' a distance of 272.90' to a point of-curvature ;

Thence, along Allen Road and a curve to the right having a radius of 247.06' a distance of 72.42' to a point at lot #1;

Thence, N 62 degrees 11' 26" W a distance of 196.37' to a point;

Thence, N 48 degrees 17' 54" W a distance of 110.53' to a point;

Thence, S 31 degrees 29' 25" E a distance of 194.01' to a point at the northerly side of Webb Brook Road;

Thence, S 58 degrees 00' 40" along Webb Brook Road a distance of 150.00' to a point at a curve;

Thence, along a curve to the right having a radius of 1278.51' and along Webb Brook Road a distance of 215.27' to a point;

Thence, S 67 degrees 38' 30" W along Webb Brook Road a distance of 252.50' to the point of beginning.

Said parcel containing 21.7 acres ±;

or act in relation thereto.

Submitted by Patricia A. Mitchell, Petitioner, and Messrs. Tedford, Mazzone, Allgier, Farmer, Farmer, Gadourey, Collins, Virgin and Madame Garvin

ARTICLE 13

To see if the Town will vote to amend the Zoning By-Laws and the Zoning Maps by rezoning from a Neighborhood and Rural Residential District to a Residential Cluster Overlay, land owned by Arthur L. Miller and Barbara Kessler on Heidi Lane bounded and described as follows:

Lot 2 (Portion of property being rezoned)

Beginning at a point at the Northwest corner of Lot 2 and running N 75 degrees 33' 09" E, 487.44 feet;
Thence, N 75 degrees 49' 43" E, 1033.24 feet;
Thence, N 89 degrees 47' 33 E, 180± feet to the centerline of a brook;
Thence, along centerline of said brook 1,235± feet;
Thence, N 53 degrees 21' 22" W, 370± feet;
Thence, N 85 degrees 46' 52" W, 178.80 feet;
Thence, N 87 degrees 08'12" W, 124.00 feet;
Thence, S 80 degrees 23' 23" W, 94.68 feet;
Thence, S 84 degrees 45' 58" W, 68.59 feet;
Thence, S 84 degrees 55' 24" W, 134.69 feet;
Thence, N 16 degrees 29' 31" W, 386.43 feet to the point of beginning. Said lot contains 25.5± acres;

or act in relation thereto.

Submitted by Stephen R. Dresser, Petitioner and Messrs. Williams, Sinclair, Hardy, Harris, Bavis, Keaney, and Madams O'Rourke, Farmer and Abelli

ARTICLE 14

To see if the Town will create a new Article in the Billerica General By-Laws entitled "Cable Television Regulations" and insert the following in said section:

Section 1 — General

The purpose of this by-law is to establish fair and uniform regulations regarding certain activities of cable television carriers who use the public way of the Town of Billerica for the transmission of cable television services (henceforth referred to as "Carriers")

Section 2 — Channel Numbers

All carriers shall establish channel numbers displayed on converter boxes to be the same channels as those channels without the aid of converter boxes.

Section 3 — Broadcast Channel Numbers

All carriers shall locate all of those over-the-air broadcast channels which are normally received and carried on the cable system, and all public access channels, on channel number 36 or below, unless directed to the contrary by other state or federal laws.

Section 4 — Cafeteria Selections

All Carriers shall establish at least four (4) non-overlapping group offerings of all channels, not including the institutional network, access channels or premium channels. Each of these four groups will have the customer option to be purchased separately for the purpose of offering more cost saving choices for subscribers. The four groups shall contain no fewer than seven (7) channels each and the groups shall feature to the best extent possible, a particular type of programming not generally found in another group (for example: Group 1 would be remote over-the-air broadcast and foreign language, Group 2 would be news and public service, Group 3 would be entertainment and movies, Group 4 would be music and home shopping).

Section 5 — Validity

The invalidity of any section or provision of this article shall not affect the validity of any other section or provision thereof;

or act in relation thereto.

Submitted by David F. Delorey, Jr. Petitioner and Messrs, Flynn, Pendergast, McKenna, O'Mahony and Madams Delorey, Flynn, Gastonguay, McDonald and McDonald.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; one copy at the Billerica Public Library.

Given under our hands this seventeenth day of September, 1993

BOARD OF SELECTMEN
S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice, Chairman
S/Ralph M. Krau, Secretary
S/Brion Cangiamila
S/Thomas H. Conway, Jr.

A True Copy
ATTEST:

S/John Harring, Constable, Town of Billerica

September 17, 1993

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Special Town Meeting to be held on Tuesday, October 5, 1993 at 8:00 P.M. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
DeMoulas Market, Town Plaza, Boston Road
Center Post Office
Billerica Mall, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station
Signed:

S/John Harring
Constable, Town of Billerica

SPECIAL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION — OCTOBER 5, 1993

Prior to the start of the Special Town Meeting, Michael Ouellette, Oren Hunt, Jr., Dorothy Callihan, Louise French and Karen Miller were appointed tellers by Moderator Sullivan and sworn in by Town Clerk Shirley E. Schult, CMC.

Moderator Sullivan called for a quorum count. With one-hundred fifty-five (155) Town Meeting Members present, the Special Town Meeting was declared in session at 8:05 P.M.

It was moved, seconded and VOTED unanimously to accept the warrant as duly served by the Constable.

It was moved, seconded and VOTED unanimously to dispense with the reading of the articles in the warrant.

ARTICLE 1

Selectman Krau moved that the Town raise and appropriate the sum of $10,000.00 to fund Account #231-5100, Personnel — Ambulance, to pay for salary increases negotiated with the EMT Association. Seconded.

Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 2

Selectman Krau moved to dismiss Article 2. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 3

Selectman Krau moved that the Town raise and appropriate the sum of $60,000.00 to fund Account #210-5110, Full-time Personnel — Police Account, and to transfer from Account #210-5130, Overtime, the sum of $90,000.00 to Account #210-5110, Full-time Personnel to fund salary increases negotiated with the International Brotherhood of Police Officers. Seconded.

Finance Committee concurred.

Town Administrator Mercier explained the new contract. One significant change negotiated was that overtime staffing will be at the discretion of the Chief, which should result in a reduction in the overtime account.

Rep. Dundey moved to table this article until the article to be acted upon has been made available to Town Meeting Members as set forth in the by-laws. Seconded.

A rising vote was taken. With thirty-seven (37) voting in favor and ninety-eight (98) opposed, the motion to table LOST.

Discussion continued.

The motion as presented was put to a vote. The motion CARRIED.

ARTICLE 4

Selectman Krau moved that the Town accept Chapter 44, Section 53C of Mass. General Laws which establishes a revolving account for Police detail. Seconded.

Finance Committee concurred.

Town Administrator Mercier explained the article.

Moderate discussion ensued.

The motion as presented CARRIED.

ARTICLE 5

Selectman Krau moved to dismiss Article 5. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 6

It was moved and seconded to move Article 6 to the first order of business on Thursday night. The motion to postpone Article 6 LOST.

ARTICLE 6

Selectman Krau moved that the Town accept Section 61A and 61B of Chapter 31, which invokes the provisions of Chapter 311 of the Acts of 1989, which eliminates the maximum hiring age of thirty-two (32) for public safety positions. Seconded.

The Finance Committee did not concur.

Police Chief Barretto spoke against this Article. He indicated that the law contains too many unknown factors. The cost associated with the law is unknown in addition to eliminating the maximum hiring age of thirty-two (32) for all public safety positions.

Discussion ensued when Rep. McDonald moved the question to end debate. Seconded.

With one hundred twenty-nine (129) voting in favor and but one (1) opposed, the motion to end debate CARRIED.

The motion as presented LOST.

Moved and seconded to reconsider Article 6. The motion LOST.

ARTICLE 8

Moved and seconded that Article 8 precede Article 7. Motion CARRIED.

Selectman Krau moved that the Town transfer to the Board of Selectmen and authorize the Board of Selectmen to grant an easement to lay, construct, reconstruct, operate, maintain, replace and remove lines for the transmission of intelligence and the transmission of electricity, together with necessary wires, manholes, foundations, and appurtenances upon, over, through and under a portion of the Town's land situated on the southerly side of Salem Road identified on a plan entitled "Plan of Land in Billerica, owner: Town of Billerica, OWNER: Town of Billerica Fire Station Building Committee, July 20, 1973, Scale: 1" = 40 ft., Harrison A. Meeker, Registered Land Surveyor" and recorded in Plan Book 117, Plan 63 at the Middlesex North District Registry of Deeds, Lowell. Seconded.

Finance Committee concurred.

Town Administrator Mercier explained that the property involved is in back of the East Billerica Fire Station on Baldwin Road.

Cathy Fraser, Representative of the Telephone and Telegraph Company was allowed forward to briefly explain the need for this easement.

The motion as presented CARRIED.

ARTICLE 7

Selectman Cangiamila moved that the Town vote, pursuant to the requirements of M.G.L., Chapter 40, Section 3 and the provisions of the Billerica Home Rule Charter to authorize a long-term lease agreement between the Billerica Historic Preservation Corporation, the Town Administrator and the Board of Selectmen, for the use of the Old Billerica Town Hall. Said term of the lease should be for a minimum of thirty (30) years with two ten (10) year renewable options. Seconded.

Members of the Billerica Historic Preservation Corporation were introduced. Corporation Chairperson Michelle Fossey explained the article and the plans for the building.

The Finance Committee did not recommend this article.

The Rules Committee did not recommend this article.

Much discussion ensued. Rep. Young questioned the Town Administrator as to who will be responsible for the completion of the cupola. Town Administrator Mercier stated that the cupola is the Town's responsibility.

Discussion continued, Rep. Luttrell moved the question to cut off debate. Seconded.

With one hundred thirty-five (135) voting in favor and thirteen (13) opposed, the motion to cut off debate CARRIED.

The motion as presented was put to a vote. The motion CARRIED.

It was moved and seconded to reconsider Article 7. With sixty-four (64) in favor and eighty-two (82) opposed, the motion for reconsideration LOST.

ARTICLE 9

Selectman Krau moved that the Town amend the General By-Laws by adding the following:

18.2.K Adopt-A-Street Sign — Sponsors on Public Property

Signs within the right-of-way or on public land erected for the purpose of identifying that a particular sponsor is a participant in the Adopt-A-Street Program, as well as sponsors on public property and with permission of the respective boards, committees and administration, are not subject to this by-law and are allowed by right. This By-Law is exempt from 18.1C and 18.2 G. Seconded.

Finance Committee concurred.

Rules Committee concurred.

Selectman Doyle moved to amend the article by adding at the end of the first sentence: "Sizes of signs to be limited to 24" x 30" or smaller". Seconded.

Discussion ensued.

Rep. Moriera moved the question on the amendment. Seconded. The motion to end debate CARRIED unanimously.

The amendment proposed by Selectman Doyle CARRIED.

Rep. January moved to amend the article by adding "not to exceed one sign per street". Seconded.

Rep. Miller moved to amend the article by adding the words "There shall be no more than one sign per mile." Seconded.

Rep. Delorey moved to lay the article on the table until Thursday night. Seconded.

With sixty-nine (69) voting in favor and sixty (60) opposed, the motion to lay on the table LOST.

Rep. Hammer moved to end debate on the amendments. Seconded. The motion to end debate CARRIED.

The amendment as proposed by Rep. Miller was put to a vote. The amendment CARRIED.

Rep. January withdrew his amendment.

The main motion with the amendment attached thereto was put to a vote. The motion CARRIED.

It was moved and seconded to reconsider Article 9. The motion LOST.

Moved and seconded to adjourn. The motion CARRIED. The first session of the Special Town Meeting adjourned at 10:04 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

SPECIAL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SECOND SESSION — OCTOBER 7, 1993

Prior to Town Meeting, Romolo Capobianco, 29 Andover Road and Frederic R. Brown, 85 Allen Road were sworn in as Town Meeting Members in Precinct 4 to fill vacancies. These two persons were next on the ballot at the 1993 Town Election.

A quorum count was requested. With one hundred twenty-five (125) Town Meeting Members present, the Special Town Meeting was declared in session at 7:40 P.M.

ARTICLE 10

Selectman Doyle moved to discontinue portions of Treble Cove Road at two locations as a public way so as to reduce the width to 50 feet and parallel to the northerly side line of the existing Middlesex County Layout between Bridge Street and Boston Road and retain as a water and utility easement. Seconded.

Finance Committee concurred.

Selectman Doyle gave the report of the public hearing. These sections are located on the east side of Treble Cove Road approximately 1000 and 2000 feet south of Boston Road (Route 3A). These sections were abandoned as travel ways. There are water mains that run along Treble Cove Road in the sections to be discontinued. By retaining drain and utility easements, water and sewer lines can be installed in the future without negotiating easements. These areas are now used for illegal dumping.

The motion as presented CARRIED unanimously.

ARTICLE 11

Rep. Callihan, Chairman of the Rules Committee moved to amend Section 3-1, Sub-section G of the Town Charter by deleting "twenty-five percent of the total vote cast for the office" and adding "twenty-five percent of the total ballots cast in the election". Seconded.

Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 12

Planning Board Member Bonnell moved to amend the Zoning By-Laws and Zoning Map by rezoning from a neighborhood residence and general business district to a village residential district with a residential cluster overlay, the land as described in the warrant as Article 12. Seconded.

Planning Board Chairman Bossi gave the report of the public hearing held September 27, 1993. Due notice was given in the Lowell Sun on September 12 and September 19, 1993. With seven (7) members presents and voting, it was voted seven in favor to recommend this article.

The petitioners were allowed forward.

The Finance Committee concurred with this article.

Selectman Conway noted that there is a plan coming forward to widen that section of Allen Road and to correct a drainage problem. He asked the petitioners if they would work with the Public Works on this problem.

Francis McCarthy, petitioner answered in the affirmative.

The motion as presented was put to a rising vote. With one hundred thirty (130) voting in favor and five (5) opposed, the motion CARRIED.

ARTICLE 13

Planning Board Member Bonnell moved to amend the Zoning By-Law and Zoning Map by rezoning from a neighborhood and rural residential district to a residential cluster overlay, land owned by Arthur L. Miller and Barbara Kessler on Heidi Lane, bounded and described as written in the warrant. Seconded.

The proponents of the Article were allowed forward.

Planning Board Chairman Bossi gave the report of the public hearing held on September 27, 1993. Due notice was given in the Lowell Sun on September 12 and 19, 1993. The Board with seven (7) members present and voting, voted to recommend this article.

Finance Committee concurred.

With one hundred twenty-eight (128) voting in favor and four (4) opposed, the motion CARRIED.

Moved and seconded to reconsider Article 13. Motion LOST.

Moved and seconded to reconsider Article 12. Motion LOST.

ARTICLE 14

Rep. Delorey moved to dismiss Article 14. Seconded.

Rules Committee concurred.

Finance Committee concurred.

The motion to dismiss CARRIED unanimously.

There being no further business to come before the body, it was moved, seconded and VOTED to dissolve the Special Town Meeting. The Special Town Meeting was dissolved at 8:19 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

WARRANT FOR
1993 ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993

Middlesex, ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, Ma., Tuesday, October 5, 1993 at 7:30 P.M. and subsequent Thursdays and Tuesdays until all of the business in the warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1

To hear and act upon the reports of Town Officers and Committees heretofore appointed;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 2

To see if the Town will vote to amend the budget adopted in the Spring session of the Town Meeting, which was prepared pursuant to Article 5 of the Billerica Home Rule Charter and represents the line item budget for fiscal year 1993-1994 (FY 94);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 3

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $10,000 to fund the Collective Bargaining Agreement between the Town of Billerica and the E.M.T. Association;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 4

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $25,000 to fund the Collective Bargaining Agreement between the Town of Billerica and the Billerica Professional Administrators' Association, Local 254, SEIU;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 5

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $100,000 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Association of Police Officers, Local 420;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 6

To see if the Town will vote to transfer from the Insurance Recovery Account the sum of $1,000,000.00 to account Old Town Hall Repair and Restoration;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 7

To see if the Town will vote to transfer from the Commonwealth of Massachusetts — Snow and Ice Reimbursement the sum of $81,625.00 to the 1993/94 Highway Department Snow and Sand Account;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 8

To see if the Town will vote to raise and appropriate, borrow or transfer from available accounts the sum of $500,000 for the construction of an emergency power generating system for the Billerica Water Treatment Plant and/or all appurtenances related to said project;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 9

To see if the Town will vote to authorize the Board of Selectmen to acquire the following land parcels and/or rights in land parcels for the purpose of obtaining secure and public Rights-of-Way. This action will allow for the construction and/or roadway safety improvements for the Nashua/Treble Cove Road Traffic Improvement Project.

	Total # Parcels	Total Area (SF)
In Fees	2	1,126 sf

Further, that the Board of Selectmen may acquire these parcels, or modification of these parcels, through all legal means. This includes donations, purchase and/or eminent domain. The subject parcels are identified on plans:

Land Taking By Fee

By Green International Affiliates, Inc., Medford, MA
Dated: July, 1993
Titled: Commonwealth of Mass.
Intersection Improvements
Nashua Road/Treble Cove Road;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 10

To see if the Town will vote to authorize the creation of a betterment district on Middlesex Turnpike from Manning Road south to Burlington Town line;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 11

To see if the Town will vote to accept the provisions of Chapter 19 of the Acts of 1993 — Incentives for Economic Development;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 12

To see if the Town will vote to rezone from Industrial to Rural Residential and to remove any buffer restrictions on the following parcels as shown on the Town Assessor's Maps.

Plate 97	Parcels	136-9
		136-8
		136-7
		136-6
		136-5
		136-4
		136-3
		136-2
		136-1
		137-2

This action shall effectively lift any buffer restrictions on these parcels and shall result in their being zoned entirely Rural Residential;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 13

To see if the Town will vote to transfer to the Board of Selectmen and authorize the Board of Selectmen to grant an easement to lay, construct, reconstruct, operate, maintain, replace and remove lines for the transmission of intelligence and the transmission of electricity, together with necessary wires, manholes, foundations, and appurtenances upon, over, through and under a portion of the Town's land situated on the southerly side of Salem Road identified on a plan entitled "Plan of Land in Billerica, owner: Town of Billerica Fire Station Building Committee, July 20, 1973, Scale 1" = 40 ft., Harrison A. Meeker Registered Land Surveyor" and recorded in Plan Book 117, Plan 63 at the Middlesex North District Registry of Deeds, Lowell;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 14

To see if the Town Administrator will vote to transfer the sum of $1,315 from the Board of Selectmen Personnel Account to the Council on Aging Personnel Account;

or act in relation thereto.

Submitted by Selectman Brion M. Cangiamila

ARTICLE 15

To see if the Town will vote to add the following section to the General By-Laws to become Section 18.4.H:

18.4.H **Changeable Letter Signs** shall be allowed by special permit, per Section 18.1.E in Business and Industrial Zones in addition to or in lieu of other signage allowed in this by-law under the following conditions:

1. The nature of the business is such that special events or scheduling dictates use of such a sign (example: Movie Theaters, Arenas, Farmstands, etc.).

2. The sign shall be permanent in nature except for changeable copy.

3. The sign shall meet the dimensional and illumination limitations for wall or freestanding signs, as applicable, set forth under Sections 18.4.A, 18.4.D.4 and 18.2.E;

or act in relation thereto.

Submitted by: Ralph M. Krau, Board of Selectmen and Ruthanne Bossi, Planning Board

ARTICLE 16

To see if the Town will vote to add the following section to the Zoning By-Laws to become Section 16.4.H:

16.4.H **Changeable Letter Signs** shall be allowed by special permit, per section 16.1.E in Business and Industrial Zones in addition to or in lieu of other signage allowed in this By-Law under the following conditions:

1. The nature of the business is such that the special events or scheduling dictates use of such a sign (example: Movie Theaters, Arenas, Farmstands, etc.).

2. The sign shall be permanent in nature except for changeable copy.

3. The sign shall meet the dimensional and illumination limitations for wall or freestanding signs, as applicable, set forth under Sections 16.4.A, 16.4.D.4 and 16.2.E;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 17

To see if the Town will vote to add the following section to the General By-Laws to allow temporary signs for thirty (30) days or less by Nonprofit Organizations to read as follows:

18.2.C **Nonprofit Organizations**

In addition to signs allowed elsewhere in this by-law, Nonprofit Organizations are allowed to display one temporary banner or sandwich signs less than 3-1/2 feet in height for a period of up to thirty (30) days. A non-continuous sign permit shall be required for each temporary period. This provision shall act to exempt nonprofits from the prohibition on banners and sandwich signs found elsewhere in this by-law. Each banner will be exempt from Section 18.2G requiring the permit number to be displayed on the banner. A fee shall not be charged to a nonprofit organization;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 18

To see if the Town will vote to amend Section 16.2.E.4 of the Zoning By-Laws so as to allow internally illuminated free-standing signs in the Business Districts to read as follows:

16.2.E.4 All internal sign illumination is permitted only upon issuance of a special permit by the SPGA, except that for wall signs provided by Section 16.4.A, and for freestanding signs provided for by Section 16.4.D.4, 16.4.D.5, internal illumination is permitted by right, provided that the illumination does not exceed seventy-five (75) foot lamberts;

or act in relation thereto.

Submitted by Ralph Krau, Selectman and Ruthanne A. Bossi, Planning Board

ARTICLE 19

To see if the Town will vote to amend Section 18.2.E.4 of the General By-Laws so as to allow internally illuminated free-standing signs in the Business Districts to read as follows:

18.2.E.4 All internal sign illumination is permitted only upon issuance of a special permit by the SPGA, except that for wall signs provided by Section 18.4.A, and for freestanding signs provided for by Section 18.4.A, and for freestanding signs provided for by Section 18.4.D.4, and 18.4.D.5, internal illumination is permitted by right, provided that the illumination does not exceed seventy-five (75) foot lamberts;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 20

To see if the Town will vote to amend Section 18.4.E.4 of the General By-Laws by striking the phrase "of up to one (1) square foot in area" so as to read:

18.4.E.4 The standard unilluminated moveable letter motor vehicle fuel price sign attached to each pump with a display surface of not more than thirteen (13) inches wide and eight (8) inches in height for each price, and the standard type of motor vehicle fuel pump bearing thereon shall not be deemed to be signs within the meaning of this by-law;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 21

To see if the Town will vote to amend Section 16.4.E.4 to the Zoning By-Laws by striking the phrase "of up to one (1) square foot in area" so as to read:

16.4.E.4 The standard unilluminated moveable letter motor vehicle fuel price sign attached to each pump with a display surface of not more than thirteen (13) inches wide and eight (8) inches in height for each price, and the standard type of motor vehicle fuel pump bearing thereon the unilluminated name or type of fuel thereof shall not be deemed to be signs within the meaning of this by-law;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 22

To see if the Town will vote to add the following section to the Zoning By-Laws to allow temporary signs for thirty (30) days or less by Nonprofit Organizations to read as follows:

16.2.C. **Nonprofit Organizations**
In addition to signs allowed elsewhere in this by-law, Nonprofit Organizations are allowed to display one temporary banner or sandwich sign less than 3-1/2 feet in height for a period of up to thirty (30) days. A noncontinuous sign permit shall be required for each temporary period. This provision shall act to exempt nonprofits from the prohibitions on banners and sandwich signs found elsewhere in this by-law. Each banner will be exempt from Section 16.2G requiring the permit number to be displayed on the banner. A fee shall not be charged to a nonprofit organization;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 23

To see if the Town will vote to add the following section to the Zoning By-Laws to become Section 5.6.4.Q:

5.7.4.Q In the General Business District retail businesses shall be allowed to have a "sidewalk" sale twice in a calendar year for one day each time. A "sidewalk" sale permit shall be obtained from the Board of Selectmen's Office. Such use shall be accessory to the principal use and shall not be located off premises. Outdoor storage of merchandise is expressly prohibited;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board.

ARTICLE 24

To see if the Town will vote to add the following to the Zoning By-Laws to become Section 5.7.4.P:

5.7.4.P Outdoor display of merchandise shall be allowed as an accessory use to Gas Station, Hardware Store, Garden Center and Farm Stand principal uses under the following conditions:

1. The merchandise is sited on pavement except for farmstands.

2. The display is within 4 feet of the applicable structure or as previously grandfathered, or in the case of gas stations within four (4) feet of the structure or gas pump.

3. The siting of the display is in compliance with all building and fire codes.

4. All merchandise shall be stored inside during nonbusiness hours. Overnight outdoor storage is prohibited.

5. The siting of the display shall not impede vehicular or pedestrian access;

or act in relation thereto.

Submitted by Ralph M. Krau, Board of Selectmen and Ruthanne A. Bossi, Planning Board

ARTICLE 25

To see if the Town will vote to amend the Zoning By-Laws as follows:

SECTION 5.6 FLOOD PLAIN DISTRICT BOUNDARIES

5.6.H In order to determine the boundaries of the Flood Plain Districts, references shall be made to maps of the Town of Billerica, Massachusetts, Flood Plain Index Maps prepared by Green Engineering Affiliates, Inc., 1973 and the set of one hundred forty-seven (147) one hundred (100) scale contour maps showing flood plain limits prepared by Green Engineering Affiliates, Inc., 1973 (Green Maps) copies of which are on file in the Town Engineer's Office and the Office of the Board of Health. NOTHING IN THIS SECTION SHALL PROHIBIT THE CONSERVATION COMMISSION AND/OR THE BOARD OF HEALTH FROM MAKING NON-ZONING DETERMINATIONS OF THE FLOOD PLAIN AND PERFORMING IT'S REQUIRED DUTIES.

5.6.H.1 **FLOOD PLAIN DISTRICT AREA**
Flood Plain District Areas are only those that are contiguous to rivers, brooks, and ponds BUT NOT INCLUDING THE REMAINING AREAS SHOWN WHICH ARE NOT CONTIGUOUS TO SUCH BODIES OF WATER, with the flood plain districts limits determined ONLY by contours as shown, AND NOT BY ASSESSOR'S PARCEL OVERLAYS AS SHOWN. The Board of Appeal shall use these contour elevations to determine it's requirements for granting any special permits.

5.6.H.1.1 **CONCORD RIVER FLOOD PLAIN DISTRICT**
The INSPECTOR OF BUILDING in consultation wit the Town Engineer shall determine the requirements along the Concord River by considering the one-hundred year flood level as three (3) feet below the flood contour shown along said river.

5.6.H.1.2 **SHAWSHEEN RIVER FLOOD PLAIN DISTRICT**
The INSPECTOR OF BUILDING in consultation with the Town Engineer shall determine the requirements along the Shawsheen River by considering the one-hundred year flood level as one (1) foot below the flood contour shown along said river.

5.6.H.1.3 **FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) MAPS**
However, the Town shall accept the adjustment to the Town of Billerica Flood Plain District, AS DEFINED BY THE GREEN MAPS, approved at the May 8, 1979 Town Meeting to meet the requirements of the National Flood Insurance Program, Flood Insurance Rate Map Community Panel Number 250183-0001-0010, with an effective date of August 5, 1985, U.S. Department of Administration. THIS FLOOD PLAIN DISTRICT adjustment SHALL occur only in areas where the Federal Design has higher flood elevations than the GREEN MAPS. OTHER AREAS SHALL REMAIN AS DEFINED BY THE GREEN MAPS, EXCEPT:

5.6.H.1.4 **EXCEPTIONS**
Areas designated as flood plain on the Green Maps may be determined to be outside the Flood Plain Districts by the Inspector of Buildings in consultation with the Town Engineer under the following conditions.

5.6.H.1.4.A **TOPOGRAPHICAL PLAN**
An accurate on-the-ground topographic and property line survey conducted by a professional land surveyor licensed by the Commonwealth of Massachusetts shows that the Flood Plain contour elevation does not occur in any area of proposed buildings, structures, improvements, excavations, filling or paving; and any other information deemed necessary by the Inspector of Building to make the appropriate determination. If the Inspector of Building in consultation with the Town Engineer concurs that the Green Map is in error, or the area will no longer be classified as Flood Plain District and any such reclassification shall be noted on the original Green Map. Nothing in this by-law shall eliminate Flood Plain areas shown on the FEMA MAPS. Nothing in this section shall prohibit the Conservation Commission and/or the Board of Health from making non-zoning determinations of the Flood Plain and performing it's required duties.

5.6.I Areas shown as having a potential for flooding on the Green Maps by a bold contour outline, but not defined as Flood Plain District in accordance with this by-law, shall be subject to review by the Board of Health for

drainage consideration. Nothing in this section shall prohibit the Conservation Commission from making non-zoning determinations of the Flood Plain and performing it's required duties;

or act in relation thereto.

Submitted by the Flood Plain Study Committee

ARTICLE 26

To see if the Town will vote to create an Historic District in East Billerica to be to be called the Richardson's Mill Historic District to be governed by the Town's existing Historic District By-Laws. The boundaries shall be those shown on the map on file in the Town Clerk's Office and containing some or all of approximately 12 properties;

or act in relation thereto.

Submitted by the Historic District Commission

ARTICLE 27

To see if the Town will vote to accept Anthony Lane for its entire length in accordance with the asbuilt plans for Purity Estates on file with the Town Clerk;

or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 28

To see if the Town will vote to accept Duby Drive for its entire length in accordance with the as built plans for Brian Estates on file with the Town Clerk;

or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 29

To see if the Town will vote to accept Judy Street for its entire length in accordance with the as built plans for Purity Estates on file with the Town Clerk;

or act in relation thereto.

Submitted by the Billerica Planning Board

ARTICLE 30

We, the undersigned, wish to petition the Selectmen of the Town of Billerica to put the following proposed changes to the Zoning By-Laws of the Town of Billerica in the Warrant for the Autumn Town Meeting:

BUSINESS AND INDUSTRIAL DISTRICTS

16.4.A.5 Amend to read: "The street number must be the focal point of the directory sign;

or act in relation thereto.

Submitted by Ms. Linda Meyer, Petitioner and Messrs. Meyer, Johnson, Emus, Lucas, Turner, Menezes, and Madams Emus, Flemming and Turner

ARTICLE 31

We, the undersigned wish to petition the Selectmen of the Town of Billerica to put the following proposed changes to the Zoning By-Laws of the Town of Billerica in the Warrant for the Autumn Town Meeting:

BUSINESS AND INDUSTRIAL DISTRICTS

Storage Yard and Open Air Sales

5.7.3.Q A special permit may be obtained for seasonal open air i.e. April through October. Permit to allow flowers, garden equipment, bicycles, and small furniture to be displayed for sale. Said items to be confined to an area no more than three (3) feet from face of building that business is being conducted.

Submitted by Ms. Linda Meyer, Petitioner and Messrs. Meyer, Johnson, Emus, Lucas, Turner, Menezes and Madams Emus, Flemming and Turner.

ARTICLE 32

To see if the Town will vote to amend the Zoning By-Laws so as to clarify Section 9.4.B with regard to applicable easements by replacing Section 9.4.B with the following to read:

B. Power and Gas Easements
In the case of an easement for high tension power lines or gas transmission lines, the area of the above easements shall be added to the minimum lot size specified in Section 9, Subsection 4.A. The boundary of the easement for high tension power lines or gas transmission lines shall be considered as a property line when determining yard spaces under Section 7;

or act in relation thereto.

Submitted by Mr. Malcolm F. McDowell, Petitioner and Messrs. Caraco, Noonan, Noonan, Hennessy, Woods and Madams Dixon, Noonan, Meyer and Newhall

ARTICLE 33

To raise and appropriate or transfer from available funds the sum of $5,000 for the purposes of funding the maintenance and repairs of the children's playground Kids' Konnection;

or act in relation thereto.

Submitted by Ms. Linda Meyer, Petitioner and Messrs. Cangiamila, Meyers, Buffum and Madams Flemming, Emus, Leonard, McFeeley, Schultz and O'Rourke

ARTICLE 34

To see if the Town will vote to allow the "Our Old Town Hall Group" to restore, renovate and refurbish the Old Town Hall. The project is to be completed no later than Labor Day, September 4th, 1995.

Submitted by Mr. Kevin J. Collins, Petitioner and Messrs. Flynn, Walsh, Hicks-Courant, Thorlton, Brainerd, DeSimone, Hurd and Madames Bone and Hurd

ARTICLE 35

To see if the Town will vote to move four of the six jersey barriers stored at the intersection of River Street and Elsie Avenue to block vehicle access to the illegal dumping sites between the end of Nestor Avenue and the Concord River;

or act in relation thereto.

Submitted by Frederick Forbes, Petitioner and Messrs. Fabiano, Hus, Hicks-Courant, Joy, Casterline and Madams Finley, Hick-Courant, Fabiano and Brown

ARTICLE 36

To see if the town will vote to amend the Zoning Map by rezoning from a Neighborhood Residence District to a Rural Residence District all or any part of the land now or formerly owned by H. J. Allan, Inc. and bounded and described as follows:

Parcel One

A certain parcel of land with the buildings thereon, situated in Billerica in said County, bounded and described as follows, viz: Westerly by the road leading from Chelmsford to Bedford, now known as Nashua Road, and crossroad Southeasterly by land now or formerly of G. C. Simonds, about twenty chains; Northeasterly by land which now or formerly has been conveyed to F. J. Smith, one chain and fifty-five links; Southeasterly by the same ten chains and ninety-six links; Southeasterly again by the same five chains and forty-eight links; Northerly by land now or formerly of Henry Duran, ten chains and seventy-five links, and Northerly by land now or formerly conveyed to Otis S. Brown, being a continuation of said last nine.

Parcel Two

A tract of land situated on the Easterly side of the road leading from Bedford to Chelmsford, now known as Nashua Road, in said County near the Spaulding School and bounded in the North by land now or formerly of said Brown, South by the same and West by said Nashua Road.

Containing in all fifty-three and 30/100 (53.3) acres, more or less.

Said parcels are shown on Lots one through forty-one, together with the roadway on a Plan entitled "Simonds Farm Subdivision, Nashua Road, Billerica, Massachusetts, dated November 17, 1986, prepared by Howe Survey Associates, Inc. and recorded with Middlesex North Registry of Deeds on April 14, 1987, in Plan Book 159, Plan 33."

Excluded from the above description and specifically excluded from this petition is the areas designated as Parcel A on said plan;

or act in relation thereto.

Submitted by Malcolm P. McDowell, Petitioner and Messrs. Noonan, Delorey, Delorey, Flynn and Madams Delorey, Chanen, Noonan, McDowell and McDowell

ARTICLE 37

In accordance with Section 18 of the Zoning By-Law of the Town of Billerica, Massachusetts, the undersigned persons respectfully petition the Planning Board that said by-law and Zoning Map be amended by rezoning from an Industrial District to a Neighborhood Residential District the whole or any part of land owned by Joseph Pasquale, Marjorie P. Pasquale on Albion Road in said Town, bounded and described as follows:

By Albion Road, 208.71 feet; by Naushon Road, 208.71 feet; By land now or formerly of Sellew, 208.71 feet; By land now or formerly of Sellew, 208.71 feet;

or act in relation thereto.

Submitted by Anthony Omobono, Petitioner and Messrs. O'Connell, Murray, Murray, Allen, Jr., Allan, Pasquale, and Madames O'Connell, Murray and Capen

ARTICLE 38

To move that the Town delete Article 17 and replace it with the following:

ARTICLE XVII — PROCEDURES

Section 1. Registered or Certified Mail
Any notice required by any town by-law to be sent by registered mail may be sent by either registered or certified mail.

Section 2. Severability
If any section, paragraph, sentence, word or part of these by-laws are for any reason declared invalid or unconstitutional by any court, every other section, paragraph, sentence, word and part shall continue in full force and effect.

Section 3. Public Hearing
All public hearings will be held in accordance with the following standards:

Section 4. Violations and Fines
Each day that a violation of a by-law exists it will be treated as a separate and finable violation;

or act in relation thereto.

Submitted by Chairman of the By-Law Review Committee

ARTICLE 39

To see if the Town will vote to delete Articles 9, 10, 11 and 14 and replace them with the following:

ARTICLE IX—BUILDING DEPARTMENT

1. All applicants filing for building permits or subdivisions shall file copies of plans with the Building Department.
1.1 Plans shall not be less than 8.5" x 9".
1.2 Plans shall have sufficient clarity and detail to indicate the nature and character of the work.
1.3 Plans shall contain the general description and location of the proposed work.
1.4 Plans shall contain information in the form of notes as needed by the Board of Assessors to maintain Assessor's Maps.
2. The following fees shall be charged for all Building Permits issued by the Building Department:
2.1 Such fees shall be paid to the Building Department.
2.2 Section 2.3 does not apply in the case of an emergency as determined by the Inspector of Buildings.
3. The Board of Selectmen may amend the schedule of fees, subject to the approval of the next Town Meeting.
3.1 The Board of Selectmen may, at the request of the Inspector of Buildings, waive payment of the permit fee in the following cases:
(1) Any application involving municipal, religious or charitable organizations.
(2) In such other cases deemed to be in the best interest of the Town.
4. The Plumbing Inspector shall be the inspector of gas piping and appliances.
4.1 The Plumbing Inspector shall enforce the rules and regulations promulgated by the Board, established under Section Twelve H of Chapter Twenty-Five of the General Laws.
5. No person shall engage in gas fittings without first obtaining a permit from the plumbing inspector. All installations shall be in compliance with the provisions of the Massachusetts Code for Installation of Gas Appliances and Gas Piping.
6. **Earth Material Removal**
The removal of more than 500 cubic yards of thirty truck loads, whichever is smaller, of earth materials from any land in the Town of Billerica not in public use is hereby prohibited.
6.1 Such removal may be authorized in any zoning district by a permit issued by the Board of Appeal or as is permitted by Section 6.6.
6.2 No such permit shall be issued until a written application is filed with Board of Appeals and a public hearing is held.
6.3 Such application shall include a diagram to scale and a statement of the ownership and boundaries of the land for which such permit is sought.
6.4 An abutters list and the approximate locations of all existing public or private ways nearest such land shall be included.
6.5 A permit may include but is not limited to the following conditions:
(1) extent of time
(2) area and depth of excavation
(3) steepness of slopes excavated
(4) distance between edge of excavation and neighboring properties of ways
(5) temporary or permanent drainage
(6) the posting of security or bond
(7) the replacement of not less than six inches of topsoil over the whole of any area from which earth materials are removed where the location of such removal is afterward to become a residential subdivision.
(8) in the case of continuing sand or gravel pit operation in one general locus, recovering the finished cut banks with a minimum of four inches of topsoil
6.6 A copy of the permit with conditions if any or the denial of any application for a permit with the reasons for the denial, shall be filed by the Board of Appeal in the office of the Town Clerk.
6.7 Notice of the action taken by the Board of Appeal on any such application shall be mailed forthwith by the Board to the interested parties.
7. This regulation shall be deemed not to prohibit the removal of less than 500 cubic yards or thirty (30) truck loads, whichever is smaller, of earth materials as may be required to:
1. be excavated for the purposes of construction foundations for buildings or other allowable structures after a building permit has been issued
2. for the purpose of constructing ways in accordance with approved lines and grades
3. for the purpose of constructing utilities or other engineering works for public service
7.1 This article does not prohibit the transferal of earth materials from one part of a lot, tract or parcel of land to another part of the same lot, tract or parcel of land.

8. **Excavations and Abandoned Wells**

8.1 All owners of land in the Town of Billerica whereon is located an abandoned well or a well in use, shall provide a cover for such well.

8.2 The cover shall be capable of sustaining a weight of 300 pounds.

8.3 The cover shall be kept in place whenever the well is not in active use.

8.4 In lieu of a cover, the well shall be filled level with the surrounding ground.

8.5 Any violation of this by-law shall be punishable by the penalty provided for in Chapter 40, Section 21, Subsection 20 of the General Laws of Massachusetts.

9. All owners of land which has been excavated shall erect barriers on all sides thereof, or take other suitable measures to insure the public safety if such excavation is left open for a period of more than seven (7) days.

9.1 Any violation of this by-law shall be punished by a fine of not more than $100.00.

10. Definitions

Earth Materials: Sod, loam, clay, sand, peat, gravel or stone;

or act in relation thereto.

Submitted by Chairman, By-Law Review Committee

ARTICLE 40

To see if the Town will vote to move that Article 9, Section 3 be moved to Article 4 and be renumbered as Section 6;

or act in relation thereto.

Submitted by the Chairman, By-Law Review Committee

ARTICLE 41

To see if the Town will vote to delete Article 13 and replace with the following as Article 4, Section 7.

7. **Numbering of Buildings**

7.1 All residential and businesses in the Town of Billerica, shall be numbered consecutively from one end of the street or way to the other. The buildings on one side shall be even numbered, and the buildings on the opposite side shall be odd numbered.

7.2 All numbering shall be done under the supervision of the Public Works Superintendent.

7.3 The Public Works Superintendent when necessary may change the existing numbering of a building.

7.4 All vacant lots shall be assigned a number. The numbers shall be assigned in accordance with the applicable frontage requirements as specified in the zoning by-laws. On public or private ways open to the public, each lot fronting on such street or way as defined and provided in the Zoning By-Laws of the Town for the particular district in which the street or way affected is, and for any lots of lesser frontage upon which buildings may be erected in accordance with such by-law under any provision of law applicable thereto.

7.5 Written notice shall be sent, by ordinary mail, to all property owners the numbers of which have been changed, or to which a number has all property owners shall be notified or changed numbering in writing, of their assigned been assigned for the first time. And not later than ten days from the mailing or delivery of such notice, the owners of such buildings or premises shall post the number so assigned on a conspicuous place on the front of any building so numbered, and shall not thereafter use any other number therefor.

7.6 Any buildings hereafter erected, shall bear the numbers previously assigned under this by-law to particular lot upon which said building is erected, and shall not thereafter use any other number therefor.

7.7 Any person, firm or corporation violating this by-law by failing to comply with the provisions of Section 7.5 and 7.6 hereof, after receiving the notice provided for in Section 7.5 hereof, shall be liable to a fine not exceeding Twenty ($20.00) Dollars for each day tag. Buildings: Residences and place of business public places.

7.8 All assigned numbers shall be posted on the front of a building within 10 days of notification;

or act in relation thereto.

Submitted by the Chairman, By-Law Review Committee

ARTICLE 42

To see if the Town will vote to delete Article V of the General By-Laws and replace it with the following new Article V;

or act in relation thereto.

ARTICLE V

Section	Topic	Page
1	Intent and Purpose	1
2	Definitions	1
3	Procedure	2
3.1	Receipt of Application	2
3.2		2
3.3	Determination of Preferably-Preserved	3
4	Enforcement and Remedies	4
4.1	Enforcement	4
4.2	Remedies	5

DEMOLITION REVIEW BY-LAW

PROCEDURES FOR THE DEMOLITION OF HISTORICALLY OR ARCHITECTURALLY SIGNIFICANT BUILDINGS

1. INTENT AND PURPOSE

This by-law is enacted for the purpose of preserving and protecting significant buildings or structures within the Town. These buildings or structures should constitute or reflect distinctive features of the architectural, cultural, political, economic or social history of the Town. The owners of such buildings or structures shall be encouraged to seek out persons who will purchase, preserve, rehabilitate or restore such buildings or structures rather than demolish them. To achieve these purposes the Billerica Historical Commission and the Billerica Historic Districts Commission are empowered to preapprove all permits for the demolition of part or all of a significant building or structure. The issuance of demolition permits for significant buildings or structures is regulated as provided in this By-Law.

2. DEFINITIONS

Building: Any combination or part thereof of materials forming a shelter for persons, animals or property.

Commission: The Billerica Historical Commission or Historic Districts Commission depending on the location of the building in question.

Demolish or Demolition: The pulling down, destroying, burning by arson, removing or razing, of a building or structure or any portion thereof, or allowing it to be done by others; or the act of total or substantial destruction of a building or structure with the intent of completing the same.

Permit to Demolish: A permit issued by the Inspector of Buildings as required by the State Building Code for the demolition, partial demolition or removal of a building or structure.

Inventory of Historic Properties: The official inventory on file with the Massachusetts Historical Commission and the Billerica Historical Commission, or any property within the Historic Districts.

Inspector: The Billerica Inspector of Buildings

Preferably-Preserved Building: Any significant building or structure which the Commission determines is of historical or architectural significance and it would be in the public interest to be preserved or rehabilitated rather than demolished.

Person: Natural person; corporation; trust; partnership; incorporated or unincorporated association; town, department, or agency thereof; and any other legal entity.

Significant Building or Structure: Any building or structure, or position thereof which:

A. Is listed on the National Register of Historic Places, either as an individual site or as part of a district, or is the subject of a pending application for listing on said National Register; or
B. Is located within one of Billerica's Historic Districts; or
C. Is listed on the State Register of Historic Places; or
D. Is included in the most recent Inventory of Historical Properties prepared by the Commission, including those buildings listed for which complete surveys may be pending; or
E. Has been determined by vote of the Commission to be historically or architecturally significant in terms of period, style, method of building construction, or association with a famous architect, builder, owner or event, provided that the owner of such a building and the Inspector of Buildings has been notified within 15 days after such a vote.

Property: The entire parcel of land upon which the demolished significant building was located.

Structure: The combination of materials or part thereof other than a building including but not limited to a sign, fence, wall, statue, mechanical device, bridge, walk, driveway or road.

3. PROCEDURE

3.1 Receipt of Application

Upon receipt of an application for a demolition permit for any building or structure, the Inspector of Buildings shall forward a copy to the Commission within seven (7) days of the filing of such application.

A. An application for the demolition of a building or structure shall be made only by the owner (s) of record.

3.2 All applications for a permit to demolish will be accepted and the building or structure's significance will be determined at the next regularly scheduled meeting after receipt thereof.

A. The commission will in writing notify the Inspector of Buildings within 15 days after the determination of their findings.
B. If the building or structure is determined non significant, the Inspector of Buildings may issue a permit to demolish.
C. If the Inspector of Buildings determines that in the interest of public safety a building or structure must be demolished, a permit may be issued after notifying the chairman of the Commission.

3.3 Determination of Preferably-Preserved

A. Within 30 days after determination of significance, the Commission shall hold a public hearing to determine if the building or structure is preferably-preserved. The Commission shall give public notice of the hearing following the procedures established in Chapter 40(A), Section 11, of the Massachusetts General Laws.

B. The Commission shall also mail notification of the hearing to the direct abutters, the Historic Districts Commission, the Historical Commission, the Inspector of Buildings, the applicant and to such other persons as the Commission shall deem to be entitled to such notice.

C. If, after the hearing, the Commission determines that the significant building is not a preferably preserved building, the Commission shall so notify the Inspector of Buildings, and applicant in writing, within ten (10) days after the date of such determination.

D. If the demolition permit is not acted upon within 30 days after receipt by the Commission, the Inspector of Buildings may issue a permit to demolish.

E. Upon determination by the Commission that the significant building or structure is preferably-preserved, the Commission shall so advise the applicant and the Inspector of Buildings in writing within ten (10) days of the date of determination.

F. No demolition permit may be issued within six months after notification that a significant building or structure is determined to be preferably preserved by the commission.

G. During the six month waiting period, the owner shall make continuing, bona fide, attempts to find a buyer or alternative use for the building or structure that will result in its preservation.

H. Notwithstanding the requirements of Section 3.2(e) the Inspector of Buildings may issue a demolition permit for a preferably-preserved building at any time after receipt of written notice from the Commission which states that the Commission is satisfied that there is no reasonable likelihood that either the owner or some other person is willing to purchase, preserve, rehabilitate or restore such building or structure.

I. No building permit may be issued for the property on which a significant building or structure is located prior to the granting of approval for and the issuance of a permit for demolition of such significant building.

J. No building or demolition permit for the property on which a building or structure determined to be preferably-preserved shall be granted (except as in 3.2c) until:

(1) The plans for the use or development of the site after the demolition have been filed with the Building Department and

(2) They have been found to comply with all the laws pertaining to the issuance of a building permit, and

(3) All the approvals necessary for the issuance of such a building permit, including any necessary zoning variances or special permits, must be granted, and

(4) All appeals from the granting of such approvals must be concluded prior to the issuance of a building or demolition permit.

K. No part of this by-law is meant to supersede the Historic Districts by-law.

4. ENFORCEMENT AND REMEDIES

4.1 **Enforcement**

The Commission and the Inspector of Buildings are each authorized to institute any and all proceeding in law or equity as they deem necessary and appropriate to obtain compliance with the requirements of this by-law, or to prevent a violation thereof.

4.2 **Remedies**

No building permit of any type shall be issued and any building permit already issued will be revoked for any property upon which a significant building or structure has been intentionally demolished in violation of this by-law for a period of two years after the date of such violation;

or act in relation thereto.

Submitted by the By-Law Review Committee and the Historic District Commission

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; and one copy at the Billerica Public Library.

Given under our hands this twenty-eighth day of September, 1993.

BOARD OF SELECTMEN
S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice-Chairman
S/Ralph M. Krau, Secretary
S/Thomas H. Conway, Jr.
S/Brion M. Cangiamila

A True Copy
ATTEST:

S/John Harring
Constable, Town of Billerica

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION — OCTOBER 5, 1993

Prior to the start of Town Meeting, Michael Ouellette, Oren Hunt, Jr., Dorothy Callihan, Louise French and Karen Miller were appointed tellers by Moderator Sullivan and sworn in by Town Clerk Shirley E. Schult, CMC.

Precinct 7 held a caucus. Ralph J. McKenna and Gloria M. McKenna, 451 Middlesex Turnpike were elected as Town Meeting Members and sworn in by the Town Clerk.

Precinct 9 also held a caucus. Leslie A. Hannon, 851 Boston Road was elected a Town Meeting Member and was sworn in by the Town Clerk. Rino Moriconi was elected to the Rules Committee to represent Precinct 9 to replace Kristen Greene.

The Moderator requested a quorum count. With one hundred twenty-one (121) Town Meeting Members present, the Annual Fall Town Meeting was declared in sessions at 7:35 P.M.

Rev. Father Gene Tully from St. Theresa's Church gave the invocation.

Dr. Robert Calabrese, Superintendent of Schools, introduced the Billerica Memorial High School Special Vocal Ensemble under the direction of Suzanne Robertson and accompanied by Jeffrey Gage. The Ensemble sang the Star Spangled Banner and following the memoriams, they sang a special rendition of the "Sound of Singing".

A moment of silence was observed in remembrance of the following deceased persons who had served the Town;

Sidney Abbot, deceased April 6, 1993, Town Meeting Member: 1956-1957; Henry F. Collins, deceased September 2, 1993, School Committee Member 1940-1958; Elementary School Building Committee: 1956-1960, Town Meeting Member: 1956-1985, Principal Assessor: 1960-1979, Industrial Commission: 1960-1975, Apartment Study Committee: 1969-1971; Computer Study Committee: 1971-1974; Recreation Commission: 1971-1979, Council on Aging: 1987/1990; Bowers Fund: 1964-1993, Housing Authority: 1988-1993; Phillip Collins, deceased June 1, 1993, School Committee Member: 1945-1947, Playground Committee: 1945; Philip J. Heffernan, deceased September 27, 1993, Teacher: Billerica School System 1976-1993; Anne Mastrullo, deceased June 27, 1993, Confidential Secretary to Board of Selectmen: 1968-1980; Lillian V. Matthews, deceased March 29, 1993, Town Meeting Member: 1959-1966, Election Precinct Officer: 1970-1993; Eugene McMahon, deceased July 29, 1993, Custodian: Billerica School System: 1972-1987; Constable: 1993; Eleanor A. Wain, deceased March 16, 1993, Teacher: Billerica Public Schools 1928-1971; Harriet L. O'Connell, deceased September 4, 1993, Billerica Police Department: 1958-1986.

Rep. Moreira moved to accept the Warrant as duly served by the Constable. Seconded. So VOTED.

Rep. Moreira moved to dispense with the reading of the articles in the Warrant. Seconded. So VOTED.

Rep. Moreira moved to adjourn the Fall Town Meeting until after the business of the Special Town Meeting has been completed. Seconded. Motion CARRIED. The first session of the Annual Fall Town Meeting adjourned at 8:00 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SECOND SESSION — OCTOBER 7, 1993

A quorum count was requested. With one hundred forty-three (143) Town Meeting Members present, the Annual Fall Town Meeting was declared in session at 8:20 P.M.

ARTICLE 9

It was moved, seconded and VOTED that Article 9 be moved to the first order of business on Thursday, October 14th.

ARTICLE 1

Selectmen Krau moved to adopt all reports printed in the 1992 Annual Town Report. Seconded. The motion CARRIED.

The reports of the following Committees were read and accepted:

Betterments Committee, Warrant Action Committee, Industrial Development Financing Authority, Farm Animal Study Committee, Finance Committee, Map Committee, Museum Committee, Personnel Board, Residents Employment Monitoring Committee, Scholarship Foundation, Rules Committee, Historical Commission and the Cemetery Commission. The report of the Town Forest Committee was read. It was moved and seconded to disband the Committee. The motion to disband LOST.

The Water Meter Study Committee gave a report. It was moved and seconded to accept the report and dissolve the Committee with thanks. The motion CARRIED.

ARTICLE 2

Selectmen Krau moved that the Town amend the FY 94 voted budget by raising and appropriating and adding to the following accounts the amounts as follows:

Line Item #453-5200 — Water Treatment, Contract Services, the amount of	$50,000.00
Line Item #300 — Billerica Public Schools	1,493,312.00
Line Item #310 — Shawsheen Tech	15,018.00
Line Item #630-5200 — Recreation, Contract Services, the amount of	5,000.00
Line Item #155-5880 — Computer Supplies	22,000.00
Line Item #193-5312 — Reserve Fund	65,315.00

and furthermore to transfer the following amounts:

From: Line Item #193-5302 — Town Building Insurance	
To: Town Early Retirement Stabilization Fund	$35,000.00
From: Line Item #193-5304 — School Building Insurance	
To: Line Item #300 — Billerica Public Schools	76,929.00
From: Line Item #910-7013 — School Group Insurance	
To: School Early Retirement Fund	34,000.00
From: Line Item #110-1021 — School Worker's Compensation	
To: Line Item #300 — Billerica Public Schools	71,000.00
From: Line Item #710-7580 — New Debt Interest	
To: Town Early Retirement Stabilization Fund	15,000.00
From: FY '94 Early Retirement Incentive	
To: Line Item #135-5110 — Town Accountant Full-Time Personnel	25,000.00
From: Line Item #910-7013 — School Group Insurance	
To: Line Item #300 — Billerica Public Schools	14,000.00

Seconded.

Finance Committee concurred. Town Administrator Mercier explained the article.

Finance Committee Member John King gave a minority report. He then moved to amend the article by making the following changes in the transfers:

From: Line Item #110-1021 — School Workers Comp	
To: Line Item #193-5312 — Reserve Fund	71,000.00
From: Line Item #910-7013 — School Group Insurance	
To: Line Item #193-5312 — Reserve Fund	14,000.00

Seconded. Much discussion ensued.

The amendment was put to a vote. The amendment LOST.

The motion as presented was put to a vote. The motion CARRIED.

ARTICLE 25

It was moved, seconded and VOTED to move Article 25 to the second order of business on October 14th.

ARTICLE 3

Selectmen Doyle moved to dismiss Article 3. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 4

It was moved, seconded and VOTED to move Article 4 to the last order of business at this Town Meeting.

It was moved, seconded and VOTED to adjourn until Tuesday at 7:30 P.M. The second session of the Annual Fall Town Meeting stood adjourned at 10:01 P.M.

A True Copy
ATTEST:
Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
THIRD SESSION — OCTOBER 12, 1993

Prior to the start of Town Meeting, Francis "Fraz" Fraine was appointed a teller by Moderator Sullivan and sworn in by Town Clerk Shirley E. Schult, CMC.

A quorum count was requested. With one hundred twenty-three (123) Town Meeting Members present, the Town Meeting was declared in session at 7:41 P.M.

Precinct 10 held a caucus. Joan K. McNamara, 17 Patton Road was elected a Town Meeting Member and was sworn in by Town Clerk Shirley E. Schult, CMC.

ARTICLE 5

Selectman Doyle moved to dismiss Article 5. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 6

Selectman Doyle moved that the Town transfer from the "Insurance Recovery Account" the sum of $75,000.00 to Account "Old Town Hall Repair". Seconded.

Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 7

Selectman Doyle moved to dismiss Article 7. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 8

Selectman Doyle moved that the Town raise and appropriate the sum of $50,000.00 for engineering and retrofit of electrical services at the Water Treatment Plant. Seconded.

Finance Committee concurred.

Town Administrator Mercier and Capital Projects Advisory Committee Chairman Roberts both spoke in favor of the Article.

The motion as presented CARRIED.

ARTICLE 10

Selectman Doyle moved to authorize the creation of a Betterment District on Middlesex Turnpike from Manning Road south to the Burlington Town line. Seconded.

Finance Committee concurred.

Town Administrator Mercier explained the article. He has met with businesses along the Middlesex Turnpike and they are in favor of creating a betterment district in order to improve the Middlesex Turnpike. This would only include the businesses, not the residential property.

It was noted that there is a scribner's error. The word "Burlington" should be changed to "Bedford". This correction was so incorporated.

Upon advise of Town Counsel, Selectman Doyle moved that after the word "betterment district" the following be added, "to include roads sidewalks, drainage, signalization, water and sewer" in his main motion.

Rep. Newman moved that a friendly amendment to be added at the end of the motion to read "and Lexington Road/ Old Billerica Road to the Bedford line" since there are many businesses located there also. Selectman Doyle agreed.

Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion "That the Town authorize the creation of a betterment district to include roads, sidewalks, drainage, signalization, water and sewer on Middlesex Turnpike from Manning Road south to the Bedford Town line and Lexington Road/Old Billerica Road to the Bedford line" was put to a vote. The motion CARRIED.

ARTICLE 11

Selectman Doyle moved that the Town accept the provisions of Chapter 19 of the Acts of 1993 — Incentive for economic Development. Seconded.

Finance Committee concurred.

The motion CARRIED unanimously.

ARTICLE 12

Selectman Doyle moved to dismiss Article 12. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 13

Selectman Doyle moved to dismiss Article 13. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 14

Selectman Cangiamila moved that the Town transfer the sum of $1,315.00 from the Board of Selectmen — Personnel account to the Council on Aging Personnel account. Seconded.

Finance Committee concurred.

Selectman Cangiamila explained that he has elected not to accept a stipend and therefore proposes that these funds be transferred.

Rep. Balboni moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 15 THRU 24

Selectmen Doyle moved that Articles 15 thru 24 be moved to the third thru twelfth order of business on Thursday, October 14. Seconded.

The motion CARRIED.

ARTICLE 26

Selectman Doyle moved that Article 26 be moved to the first order of business on October 21 and that Town Planner Peter Kennedy be allowed to speak in the article. Seconded.

Town Planner Kennedy explained that to satisfy the public response period requirement, Town Meeting can take no action prior to that date.

The motion to move Article 26 CARRIED.

ARTICLE 27

Selectman Doyle moved to accept Anthony Lane for its entire length in accordance with the as-built plans for Purity Estates on file with the Town Clerk. Seconded.

Finance Committee concurred.

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee gave the report of the public hearing. There are nine (9) homes on this street. The street is paved to a width of 25 feet, curbs installed on both sides and a sidewalk on one side. Utilities are aboveground. The bounds have been set and the plans have been signed by a registered engineer.

Rep. Fraine moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 28

Selectman Doyle moved that the Town accept Dubay Drive for its entire length in accordance with the as-built plans for Brian Estates on file with the Town Clerk. Seconded.

Finance Committee concurred.

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee gave the report of the public hearing. There are four homes on this street. The street is paved twenty-four feet wide with curbs on both sides and a sidewalk on Allen Road. The utilities are aboveground. The bounds have been set and the plans signed by a registered engineer.

The motion as presented CARRIED.

ARTICLE 29

Selectman Doyle moved to accept Judy Street for its entire length in accordance with the as-built plans for Purity Estates on file with the Town Clerk. Seconded.

Finance Committee concurred.

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee gave the report of the public hearing. There are seven homes on this street. The street is paved to a width of twenty-five feet, curbs have been installed on both sides and a sidewalk on one side. Utilities are aboveground. The bounds have been set and plans signed by a registered engineer.

The motion to accept CARRIED.

ARTICLE 30

Selectman Cangiamila moved to dismiss Article 30. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 31

Moved and seconded that Article 31 be the first order of business on Tuesday, October 19th.

The motion CARRIED.

ARTICLE 32

Rep. McDowell moved Article 32 as written in the Warrant. Seconded.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. The Board with six members present voted three in favor, two opposed and one abstention to recommend this article.

Rep. Hammer moved to amend the article by inserting the word "not" between "transmission lines shall" and "be considered as property lines". Seconded.

The amendment presented by Rep. Hammer was put to a rising vote. With forty-seven (47) in favor and sixty-four (64) opposed, the amendment LOST.

It was moved and seconded to reconsider the amendment. The motion to reconsider LOST.

The main motion as presented was put to a rising vote. With one hundred nine (109) voting in favor and but nine (9) opposed, the motion CARRIED.

ARTICLE 33

Rep. Meyers moved to dismiss Article 33. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 34

Rep. Collins moved to dismiss Article 34. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 35

Selectman Doyle moved, for the petitioner, that Article 35 be accepted as printed in the Warrant. Seconded.

The Finance Committee recommended the article with the following amendment: to insert the word "legally" so that the motion will read "....to legally move four of the six jersey barriers..."

The amendment was put to a vote. The amendment LOST.

The main motion was put to a vote. The main motion LOST.

ARTICLE 36

Rep. McDowell moved to dismiss Article 36 without prejudice. Seconded.

Finance Committee concurred with dismissal.

Planning Board Chairman Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. With seven members present, the Board voted six (6) in favor and one (1) opposed to not recommend this rezoning.

Rep. Hammer moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion to dismiss without prejudice CARRIED.

ARTICLE 37

Rep. Moreira moved Article 37 as written in the Warrant. Seconded.

Permission was granted for Mr. Omobono, the petitioner to come forward.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun in September 5 and September 12, 1993. With four (4) members present and voting, it was voted four (4) in favor of recommending this article.

The motion as presented was put to a rising vote. With one hundred twenty-nine (129) voting in favor and three (3) opposed, the motion CARRIED.

ARTICLE 38

Rep. Young moved to postpone Articles 38, 19, 41 and 42 until the second thru fifth orders of business on October 21st. Seconded.

The motion CARRIED.

ARTICLE 40

Rep. Young moved that Article 9, Section 3 of the General By-Laws be moved to Article 4 of the General By-Laws and renumbered as Section 6. Seconded.

Finance Committee concurred.

The Rules Committee concurred.

Rep. Fraine moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion as presented CARRIED unanimously.

It was moved, seconded and VOTED to adjourn until Thursday evening. The third session of the Annual Fall Town Meeting stood adjourned at 9:34 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FOURTH SESSION — OCTOBER 14, 1993

A quorum count was requested. With one hundred twenty-six (126) Town Meeting Members present, the Annual Fall Town Meeting was declared in session at 7:44 P.M.

Town Planner Peter Kennedy gave the report on the progress that had been made on the Handicapped Access plan called for by Article 19 of the 1992 Fall Town Meeting.

ARTICLE 9

Selectman Krau moved to dismiss Article 9. Seconded.

Richard Bento, Supt,. of Public Works gave a status report on the progress of work at the intersection of Nashua Road and Treble Cove Road. Seconded.

Finance Committee concurred with dismissal.

The motion to dismiss CARRIED.

ARTICLE 25

Rep. John Morris, Chairman of the Flood Plain District Study Committee gave the report of that Committee. It was moved, seconded and VOTED to accept the report.

Rep. Hammer moved to amend the Zoning By-Laws as printed in the Warrant. Seconded.

Rep. Hammer explained the article as presented.

The Finance Committee had no recommendation on this article.

Planning Board Chairperson Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun., The Board with seven (7) members present, voted seven (7) in favor of recommending this article as presented.

Rep. John Morris gave a minority report. He then moved to amend the Zoning By-Law by deleting sections 5.6.H and 5.6.I and inserting in place thereof the following:

5.6.H FLOOD PLAIN DISTRICT BOUNDARIES

In order to determine the boundaries of the Flood Plain District, the following reference maps shall be the sole determining factor. All land shall be considered in the flood plain whenever any one or more of the following four (4) condition exist for that land that is contiguous to a river, brook, and/or pond. The Town Engineer and the Board of Health shall be the custodians of these maps. The Board of Appeals shall use these contour elevations to determine its requirements for granting any special permits.

5.6.H.1 GREEN MAPS

Any land showing flood plain limits on the 1973 Town of Billerica, Massachusetts, Flood Plain Index Maps prepared by Green Engineering Affiliates, Inc. (Green Maps) including these set of one hundred forty seven (147) one hundred (100) scale contour maps prepared by Green Engineering Affiliates, Inc.

5.6.H.2 CONCORD RIVER ADJUSTMENT

Any land shown on the Green Maps along the Concord River after an adjustment of three (3) feet below the flood contour as delineated shall be considered within the 100 year flood level.

5.6.H.3 SHAWSHEEN RIVER ADJUSTMENT

Any land shown on the Green Maps along the Shawsheen River after an adjustment of one (1) foot below the flood contour as delineated shall be considered within the 100 year flood level.

5.6.H.4 FEDERAL MAPS

Any land shown on the Flood Insurance Rate Map (FIRM), community number 250183-0001-0010, with an effective date of August 5, 1985, U.S. Department of Housing and Urban Development Federal Insurance Administration, including any future adjustments or amendments. The use of this map shall be to meet the requirements of the National Flood Insurance Program.

In all cases, the reference map which delineates the highest flood elevation shall supersede all others.

Nothing in this section shall prohibit the Conservation Commission and/or the Board of Health from making non-zoning determinations of the flood plain and performing its required duties.

And further by relettering Section J to Section I.

Seconded

Rep. Brainerd noted a scribner's error. Last sentence in 5.6.H.1 should be "its" not "it's".

Much discussion ensued on the amendment.

Rep. Fay moved the question to end debate. Seconded. With fifteen (15) voting in favor and eighty-seven (87) opposed, the motion to end debate LOST.

Discussion continued at length on the amendment.

Rep. Dampolo moved to suspend the rules for the purpose of discussing the main motion and the amendment together. Seconded. With forty-four (44) in favor and sixty-two (62) opposed, the motion LOST.

Rep. Newman moved the question to end debate. Seconded. With one hundred sixteen (116) in favor and but two (2) opposed, the motion to end debate CARRIED.

The amendment was put to a vote. The Moderator ruled the amendment CARRIED. The count was questioned by seven people. A rising count was taken. With eighty-five (85) voting in favor and thirty (30) opposed, the amendment CARRIED.

A rising count was taken on the amendment as the substitute main motion. With eighty-six in favor and twenty-eight opposed, the substitute main motion CARRIED.

Rep. Flynn moved to reconsider Article 25. Seconded. With one (1) voting in favor and ninety-eight (98) opposed, reconsideration LOST.

ARTICLE 15

Rep. Krau requested permission to discuss Articles 15 and 16 at the same time. The contents are the same. The only difference is that one is a General By-Law and the other a Zoning By-Law. There being no objection, the Moderator ruled that the articles could be discussed together but that separate votes would be taken.

Selectman Krau moved to add the following Section to the General By-Laws to become Section 18.4.H:

18.4.H Changeable Letter Signs shall be allowed by special permit, per Section 18.1.E in Business and Industrial Zones in addition to or in lieu of other signage allowed in this by-law under the following conditions:

1. The nature of the business is such that special events or scheduling dictates use of such a sign (example: Movie Theaters, Arenas, Farmstands, etc.).
2. The sign shall be permanent in nature except for changeable copy.
3. The sign shall meet the dimensional and illumination limitations for wall or freestanding signs, as applicable, set forth under Sections 18.4.A, 18.4.D.4 and 18.2.E.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

Planning Board Chairperson gave the report of the public hearing held on Article 16.

Slight discussion ensued when Rep. Brainerd moved the question. Seconded. With ninety-nine (99) voting in favor and twenty (20) opposed, the motion to end debate CARRIED.

The main motion was put to a vote. The motion CARRIED.

Rep. Flynn moved for reconsideration on Article 15. Seconded. Discussion ensued on reconsideration when Rep. Dampolo moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion for reconsideration LOST.

Rep. Newman questioned the quorum. With one hundred twenty-five (125) Town Meeting Members present, the meeting continued.

Moved and seconded to adjourn. The motion CARRIED. The fourth session of the Annual Fall Town Meeting adjourned at 9:55 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIFTH SESSION — OCTOBER 19, 1993

A quorum count was called. With one-hundred twenty-four (124) Town Meeting Members present, the Annual Fall Town Meeting was declared in session at 7:39 P.M.

ARTICLE 16

Rep. Moreira moved Article 16 as the first order of business at this session of Town Meeting. Seconded.

Rep. Young moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion to move Article 16 CARRIED.

Rep. Krau moved to add the following section to the Zoning By-Laws to become Section 16.4.H:

16.4.H Changeable Letter Signs shall be allowed by special permit, per section 16.1.E in Business and Industrial Zones in addition to or in lieu of other signage allowed in this By-Law under the following conditions:

1. The nature of the business is such that the special events or scheduling dictates use of such a sign (example: Movie Theaters, Arenas, Farmstands, etc.).
2. The sign shall be permanent in nature except for changeable copy.
3. The sign shall meet the dimensional and illumination limitations for wall or freestanding signs, as applicable, set forth under Sections 16.4.A, 16.4.D.4 and 16.2.E.

Seconded.

Finance Committee concurred.

Planning Board Chairman Bossi read the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. The Board with six (6) members present voted six (6) in favor to recommend this amendment.

Rep. Moreira moved the question. Seconded. The motion to end debate was put to a rising vote. With one hundred four (104) in favor and fourteen (14) opposed, the motion to end debate CARRIED.

The motion as presented was put to a rising vote. With ninety-nine (99) voting in favor and twenty-one (21) opposed, the motion CARRIED.

Rep. Delorey moved to reconsider Article 16. Seconded. With twenty-seven (27) in favor and eighty-five (85) opposed, reconsideration LOST.

ARTICLE 31

Rep. Emus moved to amend the zoning By-Laws by adding Section 5.7.2.QQ to read:

QQ. Seasonal Open Air Sales

NO	NO	NO	NO	SP	NO	NO	NO

and to add 5.7.3.QQ as follows:

QQ. Special permit may be obtained for seasonal open air sales i.e. April through October inclusive. Permit to allow flowers, garden equipment, bicycles, hardware and small furniture to be displayed for sale. Said items to be confined to an area no more than ten (10) feet from the wall of buildings where business is being conducted. There shall be no overnight outdoor storage. All merchandise shall be storied inside during nonbusiness hours.

Seconded.

The Finance Committee did not recommend the article as printed in the Warrant. They had not seen the new motion and thus had no recommendation.

Planning Board Chairperson Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. With seven (7) members present, it was voted six (6) in favor and one (1) abstention to recommend this amendment.

Much discussion ensued.

Rep. Dampolo moved the question. Seconded. With ninety-seven (97) voting in favor and eighteen (18) opposed, the motion to end debate CARRIED.

The motion as presented was put to a rising vote. With sixty-six (66) voting in favor and sixty-two (62) opposed, there was not the necessary 2/3 vote and the motion LOST.

Rep. Newman moved to reconsider Article 31. Seconded. With eighteen (18) voting in favor and eighty-three (83) opposed, the motion to reconsider LOST.

Rep. Moreira moved to adjourn the Annual Fall Town Meeting until the conclusion of the Special Town Meeting scheduled for October 19, 1993 at 8:00 P.M. Seconded. Motion CARRIED. The fifth session of the Annual Fall Town Meeting was declared adjourned at 8:10 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SIXTH SESSION — OCTOBER 19, 1993

A quorum count was called. With one hundred forty-six (146) Town Meeting Members present, the sixth session of the Fall Town Meeting was declared in session at 8:25 P.M.

Selectman Krau moved to bring Article 22 forward at this time to allow discussion on Article 22 and Article 17 to take place together. Seconded. The motion CARRIED unanimously.

ARTICLE 22

Selectman Krau moved to amend the Zoning By-Laws by adding the following section to allow temporary signs for 30 days or less by Non-Profit Organizations to read as follows:

16.2.C. In addition to signs allowed elsewhere in this by-law, Nonprofit Organizations are allowed to display one temporary banner or sandwich sign less than 3 1/2 feet in height for a period of up to thirty (30) days. A noncontinuous sign permit shall be required for each temporary period. This provision shall act to exempt nonprofits from the prohibitions on banners and sandwich signs found elsewhere in this by-law. Each banner will be exempt from Section 16.2G requiring the permit number to be displayed on the banner. A fee shall not be charged to a nonprofit organization.

Seconded.

Finance Committee concurred.

Planning Board Chairperson Bossi gave the report of the public hearing held on September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. The Board with six (6) members present and voting, voted six (6) in favor of recommending this article.

Discussion ensued.

Rep. DeSimone moved to remand Article 22 and Article 17 to a committee of five (5) persons to be appointed by the Town Moderator to report back at the Annual Spring Town Meeting. Seconded.

It was moved and seconded to end debate. With one hundred twenty (120) voting in favor and three (3) opposed, the motion to end debate CARRIED.

The motion to remand Article 22 to committee was put to a rising vote. With eighty-two (82) in favor and sixty (60) opposed, the motion CARRIED.

ARTICLE 17

Selectman Krau moved to amend the General By-Laws to allow temporary signs for 30 days or less by Non-Profit Organizations to read as follows:

18.2.C. Non-Profit Organizations
In addition to signs allowed elsewhere in this by-law, Nonprofit Organizations are allowed to display one temporary banner or sandwich sign less than 3 1/2 feet in height for a period of up to thirty (30) days. A non-continuous sign permit shall be required for each temporary period. This provision shall act to exempt nonprofits from the prohibition on banners and sandwich signs found elsewhere in this by-law. Each banner will be exempt from Section 18.2G requiring the permit number to be displayed on the banner. A fee shall not be charged to a nonprofit organization.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

Rep. DeSimone moved to remand Article 17 to a committee of five persons to be appointed by the Moderator, said committee to report back at the Annual Spring Town Meeting. Seconded.

It was moved and seconded to end debate. With one hundred twenty (120) voting in favor and three (3) opposed, the motion CARRIED.

The motion to remand to Committee was put to a rising vote. With eighty-two (82) voting in favor and sixty (60) opposed, the motion CARRIED.

ARTICLE 18

Selectman Krau moved to amend Section 16.2.E.4 of the Zoning By-Laws so as to allow internally illuminated free-standing signs in the Business Districts to read as follows:

16.2.E.4 All internal sign illumination is permitted only upon issuance of a special permit by the SPGA, except that for wall signs provided by Section 16.4.A, and for freestanding signs provided for by Section 16.4.D.4, 16.4.D.5, internal illumination is permitted by right, provided that the illumination does not exceed seventy-five (75) foot lamberts.

Seconded.

Finance Committee concurred.

Planning Board Chairperson Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. The Board with six (6) members present voted six (6) in favor of recommending this article.

Selectman Krau explained the article.

Rep. Delorey moved to amend the article by changing "seventy-five (75) foot lamberts" to read "thirty-five (35) foot lamberts." Seconded.

Rep. Simolaris moved the question. Seconded. With one hundred eighteen (118) voting in favor and three (3) opposed, the motion to end debate CARRIED.

The amendment changing the wording from "seventy-five foot lamberts" to "thirty-five foot lamberts" CARRIED.

Rep. Young moved to amend the article by changing the figure to "fifty (50) foot lamberts." Seconded.

Rep. Luttrell moved the question on the amendment. Seconded. The motion CARRIED unanimously.

The amendment to change the words "thirty-five foot lamberts" to "fifty foot lamberts" was declared LOST. The decision of the Moderator was questioned by more than seven voters. A rising vote was taken. With fifty-five (55) voting in favor and seventy-six (76) opposed, the amendment LOST.

Rep. Luttrell moved the question. Seconded. The motion CARRIED unanimously.

The main motion with the amendment attached thereto was put to a rising vote. With seventy-eight (78) voting in favor and fifty-four (54) opposed, the motion LOST.

ARTICLE 19

Selectman Krau moved to dismiss Article 19. Seconded.

The motion to dismiss CARRIED unanimously.

Rep. Flynn moved to reconsider Article 18. Seconded. With fifteen (15) voting in favor and eighty-five (85) opposed, the motion LOST.

ARTICLE 21

Selectman Krau moved that Article 21 be moved to precede Article 20. Seconded. The motion CARRIED unanimously.

Selectman Krau moved to amend Section 16.4.E.4 of the Zoning By-Laws by striking the phrase "of up to one (1) square foot in area" so as to read:

16.4.E.4 The standard unilluminated moveable letter motor vehicle fuel price sign attached to each pump with a display surface of not more than thirteen (13) inches wide and eight (8) inches in height for each price, and the standard type of motor vehicle fuel pump bearing thereon the unilluminated name or type of fuel thereof shall not be deemed to be signs within the meaning of this by-law.

Seconded.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held on September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. With six (6) members present, it was voted five (5) in favor and one (1) abstention to recommend this amendment.

Slight discussion ensued.

Rep. Luttrell moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion was put to a vote. With one hundred thirty-three (133) voting in favor and one (1) opposed, the motion CARRIED.

ARTICLE 20

Selectman Krau moved to amend Section 18.4.E.4 of the General By-Laws by striking the phrase "of up to one (1) square foot in area" so as to read:

18.4.E.4 The standard unilluminated moveable letter motor vehicle fuel price sign attached to each pump with a display surface of not more than thirteen (13) inches wide and eight (8) inches in height for each price, and the standard type of motor vehicle fuel pump bearing thereof shall not be deemed to be signs within the meaning of this by-law.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

Slight discussion ensued. Rep. Luttrell moved the question. Seconded. The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 23

Selectman Krau moved to dismiss Article 23. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 24

Selectman Krau moved to add the following to the Zoning By-Laws to become Section 5.7.4.P:

5.7.4.P Outdoor display of merchandise shall be allowed as an accessory use to Gas Station, Hardware Store, Garden Center and Farm Stand principal uses under the following conditions:

1. The merchandise is sited on pavement except for farmstands.
2. The display is within 4 feet of the applicable structure or as previously grandfathered, or in the case of gas stations within four (4) feet of the structure or gas pump.
3. The siting of the display is in compliance with all building and fire codes.
4. All merchandise shall be stored inside during nonbusiness hours. Overnight outdoor storage is prohibited.
5. The siting of the display shall not impede vehicular or pedestrian access.

Seconded.

Finance Committee concurred.

Planning Board Chairperson Bossi gave the report of the public hearing held September 20, 1993. Due notice was given in the Lowell Sun on September 5 and September 12, 1993. With six (6) members present, it was voted three (3) in favor, two (2) abstentions and one (1) opposed to recommend this amendment.

Rep. Emus moved to amend the article by adding the words "antique and thrift stores" after "Garden Center" in the first paragraph. Seconded.

Slight discussion ensued, when Rep. McDonald moved the question. Seconded. The motion to end debate CARRIED unanimously.

The amendment to add the words "antique and thrift stores" CARRIED.

Rep. McDonald moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion with the amendment attached thereto was put to a rising vote. With sixty-two (62) voting in favor and sixty-five (65) opposed, the motion LOST.

It was moved and seconded to reconsider Article 24. With five (5) voting in favor and ninety-four (94) opposed, the motion LOST.

Rep. Moreira moved to adjourn until Thursday evening, October 21, 1993 at 7:30 P.M. Seconded. The motion CARRIED. The sixth session of the Annual Fall Town Meeting stood adjourned at 10:06 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

ANNUAL FALL TOWN MEETING
OCTOBER 5, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
SEVENTH SESSION — OCTOBER 21, 1993

The Moderator requested a quorum count. With one hundred twenty-two (122) Town Meeting Members present, the seventh session of the Annual Fall Town Meeting was declared in session at 7:44 P.M.

Rep. Moreira moved to dispense with the reading of the articles submitted by the By-Law Review Committee. Seconded. Motion CARRIED.

ARTICLE 26

Rep. Young, Chairman of the Historic District Commission moved to create a Historic District in East Billerica to be called the Richardson's Mill Historic District to be governed by the Town's existing Historic District By-Laws. The boundaries shall be those shown on the map on file in the Town Clerk's Office and containing some or all of the approximately twelve (12) properties. Seconded.

Finance Committee concurred.

Chairman Young gave the final report of the Richardson's Mill District. The preliminary report was submitted to the Mass. Historical Commission, the Billerica Historical Commission and the Billerica Planning Board for review and comment.

Much discussion ensued. Concerns were raised relative to the impact passage of this article would have on repair/replacement of the railroad bridge. Bids for repairs are scheduled to be opened in November. Will the State walk away if this article is passed?

Chairman Young stated that passage of the article would have no impact on repairs to the bridge if the work falls under ordinary repair and upkeep. This area is already on the State Historic Register and as such, the State Historic Commission would have some review.

Discussion ensued. Several residents in the area spoke in favor of the passage of this article.

Selectman Cangiamila moved to amend the article by adding the words "not to take effect until March 1, 1994". Seconded.

Rep. Clark moved to dismiss Article 26 without prejudice. Seconded.

Rep. Dampolo moved the question. Seconded. The motion to cut off debate CARRIED unanimously.

The motion to dismiss without prejudice was put to a rising vote. With fifty-nine (59) voting in favor and fifty-four (54) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 26. With forty-two (42) voting in favor and sixty-two (62) opposed, the motion to reconsider Article 26 LOST.

ARTICLE 38

Rep. Young moved to delete Article 17 of the General By-Laws and replace it with the following:

ARTICLE XVII
PROCEDURES

1. **REGISTERED OR CERTIFIED MAIL**
   Any notice required by any town by-law to be sent by registered mail may be sent by either registered or certified mail.
2. **SEVERABILITY**
   If any section, paragraph, sentence, word or part of these by-laws are for any reason declared invalid or unconstitutional by any court, every other section, paragraph, sentence, word and part shall continue in full force and effect.
3. **PUBLIC HEARINGS**
   All public hearings will be held in accordance with one or all of the following standards as specified in the by-law:
   A. 7 days notice prior to the hearing
   B. 10 days notice prior to the hearing
   C. 14 days notice prior to the hearing
   D. in a local publication
   E. by certified mail
   F. by return receipt requested mail
   G. to direct abutters
   H. to abutters to abutters
   I. to all abutters
   J. within 100 feet
   K. within 300 feet
4. **VIOLATIONS AND FINES**
   Unless it is specifically stated otherwise in the by-law, after a person has been notified in writing of a violation, each day that a violation of a General By-Law exists shall be treated as a separate offense.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 39

By-Law Review Chairman Young moved to delete Article 9, 10, 11 and 14 of the General By-Laws and replace them with the following:

ARTICLE IX — BUILDING DEPARTMENT

1. All applicants filing for building permits or subdivisions shall file copies of plans with the Building Department.
1.1 Plans shall not be less than 8.5" x 9".
1.2 Plans shall have sufficient clarity and detail to indicate the nature and character of the work.
1.3 Plans shall contain the general description and location of the proposed work.
1.4 Plans shall contain information in the form of notes as needed by the Board of Assessors to maintain Assessor's Maps.
2. The following fees shall be charged for all Building Permits issued by the Building Department. See fees on file at the Building Department.
2.1 Such fees shall be paid to the Building Department.
2.2 In the case of an emergency as determined by the Building Inspector there will be no fine assessed for starting work without a permit.
2.3 (No 2.3 included in the article as presented at Town Meeting)
2.4 Section 2.3 does not apply in the case of an emergency as determined by the Inspector of Buildings.
3. The Board of Selectmen may amend the schedule of fees, subject to the approval of the next Town Meeting.
3.1 The Board of Selectmen may, at the request of the Inspector of Buildings, waive payment of the permit fee in the following cases:
   (1) Any application involving municipal, religious or charitable organizations.
   (2) In such other cases deemed to be in the best interest of the Town.
4. The Plumbing Inspector shall be the inspector of gas piping and appliances.
4.1 The Plumbing Inspector shall enforce the rules and regulations promulgated by statute, established under Chapter 142 of the General Laws.
5. No person shall engage in gas fittings without first obtaining a permit from the building inspector. All instal-

lations shall be in compliance with the provisions of the Massachusetts Code for Installation of Gas Appliances and Gas Piping as stated in Chapter 142 of the General Laws.

6. **Earth Material Removal**
The removal of more than 500 cubic yards or thirty truck loads, whichever is smaller, of earth materials from any land in the Town of Billerica not in public use is hereby prohibited.

6.1 Such removal may be authorized in any zoning district by a permit issued by the Board of Appeal.

6.2 No such permit shall be issued until a written application is filed with Board of Appeal and a public hearing is held.

6.3 Such application shall include a diagram to scale and a statement of the ownership and boundaries of the land for which such permit is sought.

6.4 An abutters list and the approximate locations of all existing public or private ways nearest such land shall be included.

6.5 A permit may include but is not limited to the following conditions:
(1) extent of time
(2) area and depth of excavation
(3) steepness of slopes excavated
(4) distance between edge of excavation and neighboring properties of ways
(5) temporary or permanent drainage
(6) the posting of security or bond
(7) the replacement of not less than six inches of topsoil over the whole of any area from which earth materials are removed where the location of such removal is afterward to become a residential subdivision.
(8) in the case of continuing sand or gravel pit operation in one general locus, recovering the finished cut banks with a minimum of four inches of topsoil

6.6 A copy of the permit with conditions if any or the denial of any application for a permit with the reasons for the denial, shall be filed by the Board of Appeal in the office of the Town Clerk.

6.7 Notice of the action taken by the Board of Appeal on any such application shall be mailed forthwith by the Board to the interested parties.

7. This regulation shall be deemed not to prohibit the removal of less than 500 cubic yards or thirty (30) truck loads, whichever is smaller, of earth materials as may be required to:
1. Be excavated for the purposes of construction foundations for buildings or other allowable structures after a building permit has been issued
2. For the purpose of constructing ways in accordance with approved lines and grades
3. For the purpose of constructing utilities or other engineering works for public service

7.1 This article does not prohibit the transferal of earth materials from one part of a lot, tract or parcel of land to another part of the same lot, tract or parcel of land.

8. **Excavations and Abandoned Wells**

8.1 All owners of land in the Town of Billerica whereon is located an abandoned well or a well in use, shall provide a cover for such well.

8.2 The cover shall be capable of sustaining a weight of 300 pounds.

8.3 The cover shall be kept in place whenever the well is not in active use.

8.4 In lieu of a cover, the well shall be filled level with the surrounding ground.

8.5 Any violation of this by-law shall be punishable by the penalty provided for in Chapter 40, Section 21, Subsection 20 of the General Laws of Massachusetts.

9. All owners of land which has been excavated shall erect barriers on all sides thereof, or take other suitable measures to insure the public safety if such excavation is left open for a period of more than seven (7) days.

9.1 Any violation of this by-law shall be punished by a fine of not more than $100.00.

10. Definitions
Earth Materials: Sod, loam, clay, sand, peat, gravel or stone.

Seconded.

Rep. Dundey, Member of the By-Law Review Committee gave a minority report.

Rep. Delorey moved to amend Section 7.1 by deleting the words "tract or parcel" in the two places where they appear. Seconded.

Rep. Brainerd moved the question. Seconded. The motion to end debate CARRIED unanimously.

The amendment to strike "tract or parcel" CARRIED.

Rep. Moreira moved the question. Seconded. With ninety-two (92) voting in favor and one (1) opposed, the motion CARRIED.

The main motion with the amendment attached thereto CARRIED.

ARTICLE 41

By-Law Review Chairman Young moved to amend the General By-Laws by deleting Article 13 and replacing it with the following Article 4, Section 7:

7. **Numbering of Buildings**

7.1 All residences and businesses in the Town of Billerica, shall be numbered consecutively from one end of the street or way to the other.
A. The buildings on one side shall be even numbered, and the buildings on the opposite side shall be odd numbered.

7.2 All numbering shall be done under the supervision of the Public Works Superintendent.

7.3 The Public Works Superintendent when necessary may change the existing numbering of a building.

7.4 All vacant lots shall be assigned a number.

A. The numbers shall be assigned in accordance with the applicable frontage requirements as specified in the zoning by-laws.

7.5 All property owners shall be notified in writing of their assigned or changed numbers.

A. All assigned or changed numbers shall be conspicuously posted on the front of a building within 10 days of notification.

B. That building shall not thereafter use any other number.

7.6 Any buildings hereafter erected, shall bear the numbers assigned to its lot under this by-law.

7.7 Any person, firm or corporation violating Section 7 of this by-law after receiving notice, shall be liable to a fine not exceeding $25.00.

7.8 **DEFINITIONS**

A. Buildings: Residences, public places and places of business.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 42

By-Law Review Committee Chairman Young moved to amend the General By-Laws by deleting Article V and replacing it with the following Article V:

DEMOLITION REVIEW BY-LAW

PROCEDURES FOR THE DEMOLITION OF HISTORICALLY OR ARCHITECTURALLY SIGNIFICANT BUILDINGS

1. **INTENT AND PURPOSE**

This by-law is enacted for the purpose of preserving and protecting significant buildings or structures within the Town. These buildings or structures should constitute or reflect distinctive features of the architectural, cultural, political, economic or social history of the Town. The owners of such buildings or structures shall be encouraged to seek out persons who will purchase, preserve, rehabilitate or restore such buildings or structures rather than demolish them. To achieve these purposes the Billerica Historical Commission and the Billerica Historic Districts Commission are empowered to preapprove all permits for the demolition of part or all of a significant building or structure. The issuance of demolition permits for significant buildings or structures is regulated as provided in this By-Law.

2. **DEFINITIONS**

Building: Any combination or part thereof of materials forming a shelter for persons, animals or property.

Commission: The Billerica Historical Commission or Historic Districts Commission depending on the location of the building in question. If the building is in one of Billerica's Historic Districts then the Historic Districts Commission shall act on the application. All other applications shall be acted upon by the Historical Commission.

Demolish or Demolition: The pulling down, destroying, burning by arson, removing or razing, of a building or structure or any portion thereof, or allowing it to be done by others; or the act of total or substantial destruction of a building or structure with the intent of completing the same.

Permit to Demolish: A permit issued by the Inspector of Buildings as required by the State Building Code for the demolition, partial demolition or removal of a building or structure.

Inventory of Historic Properties: The official inventory on file with the Massachusetts Historical Commission and the Billerica Historical Commission, or any property within the Historic Districts.

Inspector: The Billerica Inspector of Buildings

Preferably-Preserved Building: Any significant building or structure which the Commission determines is of historical or architectural significance and it would be in the public interest to be preserved or rehabilitated rather than demolished.

Significant Building or Structure: Any building or structure, or position thereof which:

A. Is listed on the National Register of Historic Places, either as an individual site or as part of a district, or is the subject of a pending application for listing on said National Register; or

B. Is located within one of Billerica's Historic Districts; or

C. Is listed on the State Register of Historic Places; or

D. Is included in the most recent Inventory of Historical Properties prepared by the Commission, including those buildings listed for which complete surveys may be pending; or

E. Has been determined by vote of the Commission to be historically or architecturally significant in terms of period, style, method of building construction, or association with a famous architect, builder, owner or event, provided that the owner of such a building and the Inspector of Buildings has been notified within 15 days after such a vote.

Property: The entire parcel of land upon which the demolished significant building was located.

Structure: The combination of materials or part thereof other than a building including but not limited to a sign, fence, wall, statue, mechanical device, bridge, walk, driveway or road.

3. **PROCEDURE**

3.1 **Receipt of Application**

Upon receipt of an application for a demolition permit for any building or structure, the Inspector of Buildings shall forward a copy to the Commission within seven (7) days of the filing of such application.

A. An application for the demolition of a building or structure shall be made only by the owner (s) of record.

3.2 All applications for a permit to demolish will be accepted and the building or structure's significance will be determined at the next regularly scheduled meeting after receipt thereof.

A. The commission will in writing notify the Inspector of Buildings within 15 days after the determination of their findings.

B. If the building or structure is determined non significant, the Inspector of Buildings may issue a permit to demolish.

C. If the Inspector of Buildings determines that in the interest of public safety a building or structure must be demolished, a permit may be issued after notifying the chairman of the Commission.

3.3 Determination of Preferably-Preserved

A. Within 30 days after determination of significance, the Commission shall hold a public hearing to determine if the building or structure is preferably-preserved. The Commission shall give public notice of the hearing following the procedures established in Chapter 40(A), Section 11, of the Massachusetts General Laws.

B. The Commission shall also mail notification of the hearing to the direct abutters, the Historic Districts Commission, the Historical Commission, the Inspector of Buildings, the applicant and to such other persons as the Commission shall deem to be entitled to such notice.

C. If, after the hearing, the Commission determines that the significant building is not a preferably preserved building, the Commission shall so notify the Inspector of Buildings, and applicant in writing, within ten (10) days after the date of such determination.

D. If the demolition permit is not acted upon within 30 days after receipt by the Commission, the Inspector of Buildings may issue a permit to demolish.

E. Upon determination by the Commission that the significant building or structure is preferably-preserved, the Commission shall so advise the applicant and the Inspector of Buildings in writing within ten (10) days of the date of determination.

F. No demolition permit may be issued within six months after notification that a significant building or structure is determined to be preferably preserved by the commission.

G. During the six month waiting period, the owner shall make continuing, bona fide, attempts to find a buyer or alternative use for the building or structure that will result in its preservation.

H. Notwithstanding the requirements of Section 3.2(D) the Inspector of Buildings may issue a demolition permit for a preferably-preserved building at any time after receipt of written notice from the Commission which states that the Commission is satisfied that there is no reasonable likelihood that either the owner or some other person is willing to purchase, preserve, rehabilitate or restore such building or structure.

I. No building permit may be issued for the property on which a significant building or structure is located prior to the granting of approval for and the issuance of a permit for demolition of such significant building.

J. No building or demolition permit for the property on which a building or structure determined to be preferably-preserved shall be granted (except as in 3.2c) until:

(1) The plans for the use or development of the site after the demolition have been filed with the Building Department and

(2) They have been found to comply with all the laws pertaining to the issuance of a building permit, and

(3) All the approvals necessary for the issuance of such a building permit, including any necessary zoning variances or special permits, must be granted, and

(4) All appeals from the granting of such approvals must be concluded prior to the issuance of a building or demolition permit.

K. No part of this by-law is meant to supersede the Historic Districts by-law.

4. **ENFORCEMENT AND REMEDIES**

4.1 **Enforcement**

The Commission and the Inspector of Buildings are each authorized to institute any and all proceeding in law or equity as they deem necessary and appropriate to obtain compliance with the requirements of this by-law, or to prevent a violation thereof.

4.2 **Remedies**

No building permit of any type shall be issued and any building permit already issued will be revoked for any property upon which a significant building or structure has been intentionally demolished in violation of this by-law for a period of two years after the date of such violation.

Seconded.

Finance Committee concurred.

The Rules Committee concurred.

Rep. Young explained the article and moderate discussion ensued.

Rep. Luttrell moved the question. Seconded. The motion to cut off debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 4

Selectman Krau moved to dismiss Article 4. Seconded.

The motion to dismiss CARRIED.

Rep. Moreira moved to dismiss the Flood Plain Study Committee with thanks. Seconded.

The motion CARRIED.

Rep. Moreira moved to ratify and affirm all action taken during the Annual Fall Town Meeting.

Seconded. The motion CARRIED.

Rep. Moreira moved to dissolve the Annual Fall Town Meeting. Seconded. The motion to dissolve CARRIED. The Annual Fall Town Meeting was declared dissolved at 9:31 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

WARRANT FOR SPECIAL TOWN MEETING OCTOBER 19, 1993

Middlesex, ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA on Tuesday, October 19, 1993 at 8:00 P.M. and then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote to amend the Zoning By-Law by adding the following section:

16.2.I Adopt a Street Signs

Signs within the right-of-way or on public land erected for the purpose of identifying that a particular sponsor is a participant in the Adopt-A-Street Program are not subject to this by-law and are allowed by right;

or act in relation thereto.

Submitted by Ralph Krau, Board of Selectmen

ARTICLE 2

To see if the Town will vote to amend the Zoning By-Law and the Zoning Maps by rezoning from a Residential District to a General Business District the whole or any part of land owned by Amythest Realty Trust on Boston Road, Billerica, MA in said Town, bounded and described as follows:

A certain parcel of land located on the westerly side of Boston Road in Billerica, Mass, and bounded and described as follows:

Beginning at the northeast corner at a drill hole in concrete bound, at land of Delia C. Crosby on the westerly side of said Boston Road:

Thence, running S 14-01-39E, a distance of 346.99 feet along said Boston Road to a drill hole in concrete bound at Lot 1;

Thence, turning and running S 75-58-21W, a distance of 135.32 feet along said Lot 1 to a point;

Thence, turning and running S 14-01-39E, a distance of 299.04 feet along said Lot 1 to a point at land of Franklin L. Mason;

Thence, turning and running southwesterly a distance of 450.± ft. along land of said Mason to a point;

Thence, turning and running northwesterly a distance of 575.± feet along land of said Mason to a point at land of said Celia C. Crosby;

Thence, turning and running northeasterly a distance of 884.± feet along land of said Crosby to the point of beginning.

Being shown as Lot 2 on Land Court Plan No. 13473C filed with Certificate No. 14356 and continuing 8.35 acres;

or act in relation thereto.

Submitted by John E. Farmer, Petitioner and Messrs. Sanford, Keaney, Annino, Reader, Mount, Powderly and Allen and Mesdames Farmer and Sanford.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at DeMoulas Market, Town Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Post Office; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; one copy at the Billerica Public Library.

Given under our hands this fifth day of October, 1993.

BOARD OF SELECTMEN
S/Arthur L. Doyle, Chairman
S/Paul F. Ford, Vice, Chairman
S/Ralph M. Krau, Secretary
S/Brion Cangiamila
S/Thomas H. Conway, Jr.

A True Copy
ATTEST:

S/John Harring
Constable, Town of Billerica

October 5,1993

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Special Fall Town Meeting to be held on Tuesday, October 19, 1993, at 8:00 P.M. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
DeMoulas Market, Town Plaza, Boston Road
Billerica Mall, Boston Road
Pinehurst Post Office
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station

Signed:

S/John Harring
Constable, Town of Billerica

SPECIAL TOWN MEETING
OCTOBER 19, 1993
MAURICE A. BUCK MEMORIAL AUDITORIUM
FIRST SESSION — OCTOBER 19, 1993

Prior to the start of the Special Town Meeting, Michael Ouellette, Louise French, Dorothy Callihan, and Karen Miller were appointed tellers by Moderator Sullivan and sworn in by Town Clerk Shirley E. Schult, CMC.

A quorum count was requested. With one hundred forty-five members present, the Special Town Meeting was declared in session at 8:11 P.M.

Rep. Moreira moved to accept the Warrant as duly served by the Constable. Seconded.

Motion CARRIED.

Rep. Moreira moved to dispense with the reading of the articles in the Warrant. Seconded.

The motion CARRIED.

ARTICLE 1

Selectman Krau moved to amend the Zoning By-Laws by adding the following:

16.2.K Adopt-A-Street/Sponsors on Public Property

Signs within the right of way or on public land erected for the purpose of identifying that a particular sponsor is a participant in the Adopt-A-Street Program, as well as sponsors on public property and with permission of the respective boards, committees and administration, are not subject to this by-law and are allowed by right. Sizes of signs are limited to 24" x 30" or smaller and there shall be no more than one sign per mile. This By-Law is exempt from 16.1.C and 16.2.G.

Seconded.

Finance Committee concurred.

Planning Board Chairman Bossi gave the report of the public hearing held October 19, 1993. Due notice was given in the Lowell Sun on October 1 and October 8, 1993. With six (6) members present, it was voted six (6) in favor to recommend this article.

Moderate discussion ensued.

Rep. Hammer moved the question. Seconded. The motion to end debate CARRIED unanimously.

The main motion was put to a rising vote. With one hundred two (102) voting in favor and fifteen (15) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 1. With five (5) in favor and ninety-one (91) opposed, reconsideration LOST.

ARTICLE 2

Planning Board Chairperson Bossi moved to dismiss Article 2 for the proponent as there was insufficient time for mandated notice of the public hearing which the Planning Board is required to hold.

Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

Rep. Moreira moved to dissolve the Special Town Meeting. Seconded. The motion CARRIED. The October 19, 1993 Special Town Meeting was declared dissolved at 8:24 P.M.

A True Copy
ATTEST:

Shirley E. Schult, CMC
Town Clerk

REPORT OF THE BOARD OF SELECTMAN AND TOWN ADMINISTRATOR

In 1993, the Board of Selectman continued its policy of open access to the public in order to solicit as much public comment on the issues confronting our community. The Board conducted over 35 regularly scheduled meetings during the year as well as numorous non-scheduled meetings and subcommittee sessions. To provide a mechanism for the public to communicate with the Board of Selectman, a new "Open Mike" policy was implemented which allows our residents to bring to the Board's attention at an open public meeting, problems or issues which neither the Board or the Administration were fully cognizant. It is our hope to continue this policy and refine the process as we begin calendar year 1994.

The election of 1993 brought major changes. to the composition of the Board of Selectmen. Incumbents David Delorey and Mary Wiroll were defeated in their bids for re-election by Paul Ford and Brion Cangiamila. Both David and Mary contributed many hours of work to make Billerica a better place and we wish them both the best in the future. The re-organization of the Board resulted in Arthur Doyle remaining as Chairman, Paul Ford assuming the Vice-Chairmanship and Ralph Krau fulfilling the role as Board Secretary.

Unfortunately for the residents of the Town of Billerica, newly elected Selectman Paul Ford who brought a new energy and innovative ideas to our meetings, became ill and passed away in November of 1993. The loss of Selectman Ford was truly a sad day for Billerica and the Board extends our deepest sympathy to all the members of Mr. Ford's family as well as his numerous friends and associates. Mr. Ford will be greatly missed. The Board determined not to hold a special election to fill Mr. Ford's seat and conducted the rest of our meetings with four seated members until the April elections in 1994.

Some of our major issues in 1993 are reflected below:

Budgets:

Clearly, one of the Board's primary responsibilities is to act as and overhear of the Town Budget as prepared and submitted by the Town Administrator. The FY93 budget was a budget wherein the Town Administrator began the process of slowly and deliberately restoring some of the services and personnel loss in the previous three recession driven budgets. the key phrased used by the Town Administrator and the Board during budget debated was to remain conservative in our budget projections to avoid a relapse into the spending cycle of the late 80's which created major problems in the 90's as revenues from various sources began a precipitous, unpredictable decline. Again, as we closed out the fiscal year in June, we identified a shortfall in local receipts of some $500,000 which was accommodated by close-out balances and further budget adjustments by both the municipal and school side of the accountant's ledger. Unlike the previous year, no layoffs were proposed by the Town Administrator and in fact, the prior year layoffs of public safety personnel in both the police and Fire Departments were restored by the Town Administrator in FY93.

By far, the biggest single item to effect the manner in which municipalities will be constructing budgets in the future has to do with the Education Reform Bill passed by the legislature during the year. Essentially, School Departments now receive "guaranteed" amounts of money to run the schools based on formula's we can safely say are imperfect at best. However, the Town Administrator and the Supt. of Schools have a positive working relationship and our Town did not experience the divisiveness on budget allocations for Education Reform which was existent in man "guaranteed" amounts of money to run the schools based on formula's we can safely say are imperfect at best. However, the Town Administrator and the Supt. of Schools have a positive working relationship and our Town did not experience the divisiveness on budget allocations for Education Reform which was existent in man of our neighboring towns. We, along with the Town Administrator, are hopeful that the budget picture has been stabilized and we can began the process of slowly, yet methodically addressing our deferred needs of the past five years.

Water system:

The summer of 1993 brought to a head the annual problem of discoloration in our potable water supply (brown water). The problem has existed in Billerica for approximately 20 years and this past summer was the worst instance of this phenomenon since 1980. Although the brown water is a natural occurrence (iron and manganese) and is not harmful, it is clearly a major nuisance and inconvenience. The Town Administrator, at the urging of the Board, has developed a plan of action to begin addressing this problem over the next two years. Essentially, a pilot testing program will be conducted to determine a treatment solution to the manganese in our main water source, the Concord River. This process will take approximately one year. The Town Meeting authorized spending additional monies for Water Treatment Plant Upgrades and distribution improvements. We are confident that this problem will be addressed and corrected over the next three to five years. The commitment of money necessary to correct the problem may exceed $2,000,000 necessary to correct the problem may also entail significant additional annual appropriations for maintenance.

Moody's Visit/Debt Service Status:

During August of 1993, The Town of Billerica hosted a delegation from Mood's Investment Services of New York pursuant to our intention to sell in the Municipal Bond Market a total of $4,250,000 in new general obligation bonds for continued lateral sewer expansion, new capital equipment for public works, Fire and Cemetery departments and a large expansion of the Fox Hill Cemetery. In addition, after an exhaustive analysis of our entire debt service schedule by the administration and our financial advisors, it was determined that a re-structuring of some of our older issues would save the community over $250,000 in interest payments.

This obviously has allowed us to continue many important projects by incorporation the cost into our revised and reduced debt schedule. We continue to search for creative and innovative ways to "stretch our dollars".

Road Improvements:

The Board and the administration are particularly proud of three new major projects undertaken this year to alleviate serious design flaws in major arteries here in Billerica. Through the use of almost $900,000 in Chapter 90 roadway monies, the Town authorized the reconstruction of Rogers Street, Tower Farm Road and a portion of Allen Road. We are committed to continuing these type of major reconstruction Jobs. To highlight our commitment, the Town Administrator has signed a contract with an engineering design firm to evaluate each and every roadway in this community and place them on a ten-year priority schedule for repairs and/ or total reconstruction. Finally, this past year saw and additional 10+ road miles of neighborhood paving directly related to our sewer contract. For 1994, an additional 7.5 miles will be completed curb to curb.

Labor Relations:

Virtually all of the Town's Collective Bargaining Agreements expired in June of 1992. The Town Administrator engaged in discussions with all of our unions over the next twelve months and we are happy to report that all our employees have signed agreements ratified by the Board of Selectmen. The negotiations were difficult due to the still prevalent limited resources and also due to the fact that the Town Administrator with direction from the Board sought significant concessions from all units to protect the Town's significant concessions from all units to protect the Town's long term interest in controlling future employee cost. Fortunately, throughout the process the administration and the employees were able to negotiate in good faith while similarly understanding the realities of the Town's fiscal position. Both the Police Department and the Fire Department exhibited leadership roles in identifying and subsequently relinquishing major cost benefits such ad "manning clauses so prevalent in most statewide public safety contracts. The Town Administrator recognized the value of these concessions and offered a reasonable wage increase to offset this substantial loss of income. It is estimated the Town will save approximately $200,000 per year, per department, because of this provision. We are proud of the administration and our employee groups for recognizing the economic realities of the 90's.

Department Head Changes:

The Board of Selectmen endorsed, and Early Retirement In May of 1993, The Town Administrator proposed and Incentive program for Town Employees. The Town Meeting voted to accept this Special Act and by June of 1993 Some 42 Town Employees opted to partake in the plan. This program has offered us to look at re-structuring some departments as well as infusing some of our departments with new employees who have shown great enthusiasm for their jobs and have instilled in the departments new energy. Unfortunately, for the Town, we simultaneously also lost key department heads through November, the Town lost the services of Maureen Hafner, Principal Assessor, Arthur Curtin, Treasurer/Collector and Ralph McKenna, Town Accountant. All three positions are key to our overall financial management and the Town Administrator moved quickly to fill the Treasurer/Collector and Principal Assessor positions. Mr. David Genreux from Southbridge and Mr. Richard Scanlon from Tewksbury filled the respective positions. Pursuant to the Town Charter, the Selectmen interviewed a number of candidates and ultimately selected Valerie Connor as our new Town Accountant. We are confident that all three of these highly qualified individuals will serve the Town of Billerica very well.

The Board of Selectmen, Town Administrator and staff have also been active in the following: Middlesex Selectmen's Association, Northern Middlesex Area Commission, Mass. Municipal Association Middlesex County Advisory Board, Street Acceptance Committee, Mass. Interlocal Insurance Association, Billerica Housing Partnership Committee, Council on Aging Drop In Center, and many others.

The Board of Selectmen, Town Administrator and Staff acknowledge and appreciate the cooperation and assistance that has been provide by all Town Boards, commissions and departments during the year.

Board of Selectmen:

Arthur L. Doyle, Chairman
Ralph M. Krau, Secretary
Thomas H. Conway, Jr.
Brion M. Cangiamila
Robert A. Mercier, Town Administrator
Evelyn M. Haines, Assistant Town Administrator

ARTS COUNCIL

The Billerica Arts Council has been very fortunate to receive level funding from the Massachusetts Cultural Society. We are currently accepting grants for this once a year cycle; deadline October 15, 1993.

In addition to administering the grants, we feature a local artist in the Vivian Porter Art Gallery each month. The Gallery is opened two days a week and each month the Arts Council hosts an "Opening Night".

We are also putting together a Women's Prose and Poetry Class, free of charge, to be held in the Art Gallery on Fridays for eight consecutive weeks.

Listed below is the membership.

Nancy Emus
Dorothea MacNeill
Karen Farmer
Janie Lloyd
Cathy Revane
Elizabeth Caporale
Ann Marie Norman
Ross Celeste

BOARD OF APPEAL

To the Honorable Board of Selectmen,

Gentlemen,

The Zoning Board of Appeal hereby submits its 1993 Annual Report to the town. The Zoning Board of Appeal is a Quasi-Judicial Board, which operates under the mandates of Massachusetts General Laws Annotated Chapter 40A and the Zoning By-Laws of the Town of Billerica.

The board consists of five (5) regular members and two (2) alternate members appointed by the Board of Selectmen. The members receive no financial compensation for their services to the board. The town does provide office space as well as clerical and judicial assistance to the board.

The Board of Appeal members are as follows: John F. Gray, Jr., Chairman; Joseph P. Shaw, Vice-Chairman; Ellen Sargent, Secretary, Donald J. Flynn and Michael J. Mulligan, Sr. Alternate members are Joseph H. Johnson, Sr. and Francis M. Fraine.

The board would like to welcome Ellen Sargent to the Board of Appeal, as a regular member and Francis M. Franie to the Board of Appeals, as an alternate member.

The Board of Appeal would like to thank Ralph J. McKenna and Doris M. Pearson for their excellent dedication and service to the board and the Town of Billerica.

The board scheduled hearings on the average of twice a month in 1993 to handle the numerous petitions filed with the Town Clerk. Petitions heard by the board are open to the public as established under Chapters 40A, 40B and 808 of the Massachusetts General Laws.

To be granted a Variance, a petitioner must show the board that owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located, a literal enforcement of the provisions of the ordinance or by law would involve a substantial hardship, financial or otherwise, to the petitioner or appellant. The petitioner must also show the board that by granting the petition, it would not be a substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of such ordinance or Zoning By-Law.

To be granted a Special Permit the petitioner must show how the public convenience and welfare will be substantially served and how it will not impair the status of the neighborhood; that the permission requested will be in harmony with the general purposes and intent of the regulations in the Zoning By-Laws. Under Chapter 40A to grant a Variance or a Special Permit the petitioner has to receive four (4) affirmative votes from a five (5) member board. Two (2) negative votes will deny the petitioner a Variance or Special Permit for two (2) years.

The Zoning Board of Appeal follows Chapter 40B of Massachusetts General Laws when conducting public hearings for Comprehensive Permits. Hearings must be scheduled within 30 days from the date the petition is filed with the Town Clerk. The board has 40 days after the termination of the hearing to render their decision. Approval for a Comprehensive Permit requires a majority vote of the Board.

The Board of Appeal conducted a total of one hundred and twenty four (124) hearings in 1993. These hearings were for Special Permits, Variances and Appeals of the Inspector of Buildings decisions. The board must hold a hearing within sixty five (65) days and vote to grant or to deny a variance with one hundred (100) days from the date the variance request was filed at the Town Clerk's Office. The board shall

hold a hearing for a special permit within sixty five (65) days of filing the request and they must vote to grant or deny the special permit within ninety (90) days from the zoning board hearing. Failure for the zoning board to vote on a Variance or Special Permit within the legal time frame results in an automatic granting of the petitioner's request.

Of the 124 hearings held, the Zoning Board of Appeal decisions on these hearings are as follows:

	Granted	Denied	Withdrawn	Total
Special Permits	48 (94.12%)	2 (3.92%)	1 (1.96%)	51 (100%)
Variances	59 (85.51%)	9 (13.04%)	1 (1.45%)	69 (100%)
Appeals of Inspector of Buildings Decision	0 (0%)	4 (100%)	0 (0%)	4 (100%)
Total	107 (86.29%)	15 (12.10%)	2 (1.61%)	124 (100%)

The 124 petitions to the Board of Appeal in 1993 were voted on by the Zoning Board with objectivity and reasonableness towards the petitioner, as well as evaluating all the concerns of the abutters and the needs and the community.

Even though many of the cases are similar, each case is voted on its own individual merits. There are many issues to be considered before voting. Each decision is made in the best interest of the Town of Billerica and its residents.

The Board of Appeal would like to thank our clerk, Jane M. Nolan, for her faithful service and professionalism demonstrated throughout the years to the board and the general public.

We would also like to thank the Town Clerk and her staff, Town Administrator's Office, Building Department, Assessor's Office, other town departments and our Town Counsel for their cooperation and continued support during 1993.

John F. Gray, Jr., Chairman
Joseph P. Shaw, Vice-Chairman
Ellen Sargent, Secretary
Donald J. Flynn, Member
Michael J. Mulligan, Sr., Member
Joseph H. Johnson, Sr., Alternate
Francis M. Fraine, Alternate

BUILDING DEPARTMENT

To the Board of Selectmen

Gentlemen:

I hereby submit my report for the calendar year of 1993. Permits were issued in the following manner for the 12 month period:

Single family dwellings	122	
Additions and alterations	231	
Roofing and siding	82	
Structures (pools, sheds, etc.)	105	
Commercial and Industrial	5	(est. cost $643,693.-)
Add. & Alt. to Comm. & Indus.	111	(est. cost $8,092,329.-)
Demolitions	19	
Wood Stoves	36	
Trailers	9	
Re-Occupancy	16	
	736 Total	
Sign Permits	49	
Occupancy permits	310	
	359 Total	

Total estimated cost of Building Permits issued: $21,249,418.00

Total building Permit fees collected and turned in: $247,118.68

Plumbing Permits issued	648	
Gas Permits issued	687	
total plumbing & Gas Fees collected and turned in		$28,213.00
Total electrical Permits issued	844	
Total Electrical Fees collected and turned in:		$79,787.00
Total fees collected and turned in for department:		$354,683.68

Respectfully submitted,
Ruthanne A. Bossi
Inspector of Buildings

REPORT OF THE ELECTRICAL DEPARTMENT

To the Honorable Board of Selectmen:

I hereby submit my report for the calendar year of 1993.

Total Electrical Permits issued	785
Total Fire Alarm Permits issued	59
Total Permits issued	844
Total Fees Collected for 1993	$79,352.00

Respectfully submitted,

Anthony R. Iovanna
Inspector of Wires

CABLE ADVISORY COMMITTEE

1993 was a year of transition for the Cable Advisory Committee. Regretfully, we saw three dedicated members leave the committee: Dan Sullivan, Jane Shanley, and John Glennon. These fine members were replaced by three equally dedicated new members: Tony IovanNa, Ed Macdonald, and Bill Walsh. These three joined existing members Kevin Conway and Chris De Simone.

On the issues side, the Committee completed its deliberations with Continental Cablevision in its attempt to have Continental meet all of their obligations to the Town as stated in our contract. The final item, the I-net, was put in place in late 1993.

It is the committee's intention to conduct a survey of cable viewers to best determine the types of programming and the level of service desired. This survey, run in conjunction with BATV, will be completed in 1994.

Much time and effort in 1993 was spent in determining the impact of the 1992 Federal Cable Act on Billerica's Cable Service. Our complaint file grew disproportionately due to many questions relative to rate increases caused by this Act.

1994 promises to be an exciting year and we're looking forward to our renewal contract negotiations with Continental in 1995.

Respectfully submitted,
Kevin Conway, Chairman

REPORT OF THE BOARD OF ASSESSORS

The Board of Assessors completed a town-wide revaluation of all real estate and personal property for Fiscal Year 1994 under the direction of the Bureau of Local Assessment of the Division of Local Services of the Massachusetts Department of Revenue. Preliminary and Final Certification were achieved in November and December, 1993 respectively. The Classification Hearing to set the Fiscal Year 1994 tax rate was held December 6, 1993, and the 3rd Quarter actual tax bills were mailed during the first week of January, 1994.

The total assessed value of the town of Billerica for Fiscal Year 1994 is $2,000,132,229. The total amount to be raised locally by the community is $38,997,692.14. The Fiscal Year 1994 tax rates are $14.75 residential and $34.11 Commercial/industrial/personal property.

CLASSIFIED TAX LEVIES AND RATE

Class	levy %	levy by class	valuation	Tax rate
Residential	57.0856	22,267,333.08	1,509,649,700	14.75
Commercial	10.0009	3,898,898.83	114,303,689	34.11
Industrial	28.1888	10,989,566.96	322,180,210	34.11
Personal	4.7247	1,841,893.27	53,998,630	34.11

The Board of Assessors wishes to thank its appraisal and clerical staff for their efforts throughout the fiscal year. We also wish to thank the public for their cooperation. Finally, we wish former Principal Assessor Maureen Hafner and former Principal Clerk Ellie Shea all the best in their future endeavors.

Respectfully Submitted,

Town of Billerica Board of Assessors
Richard J. Scanlon, Chairman
Carol A. Gibson, Secretary
Bruce E. Richardson, Associate

CEMETERY DEPARTMENT

In 1992, there were 180 burials in the Town Cemeteries. During the past fiscal year, $116,190.00 was turned over to the Town Treasurer. These receipts represent the amount of money collected by the Cemetery from the sale of lots, perpetual care, opening charges and marker installations.

Fox Hill Cemetery is currently undergoing a major development project that will create more than 1,700 new gravesites. This area should be ready for use before the summer of 1994.

We wish to thank our employees for their continued devotion to their work. Thanks is also extended to the various Town departments who have helped us throughout the year.

Respectfully submitted,
Charles O. Faria
Superintendent of Cemeteries

TOWN CLERK'S REPORT

To the Honorable Board of Selectmen and the Town Administrator:

The following statistical and financial reports are for the period of January 1, 1993 through December 31, 1993.

VITAL STATISTICS RECORDED IN 1993:

Births	512
Marriages	265
Deaths	249

FEES AND MONIES COLLECTED:

U.C.C. — Filings, Discharges, Searches	$9,093.00
Certified Copies — Births, Marriages & Deaths	9,800.00
Marriage Licenses	4,155.00
Business Certificates	4,570.00
Photo Copies	246.05
Pole/Conduit Locations	1,227.00
Zoning/Town By-Law Books	1,570.00
Voter I.D. Cards	405.00
Fuel Storage Permits	870.00
Sunday Entertainment Licenses	5,558.00
Liquor Licenses	7,546.00*
Common Victualer Licenses	1,255.20*
Class I, II, & III	800.00*
General Licenses	6,382.00*
Miscellaneous	786.29

Annual Street Listing Books	1,099.00
Voting Lists/Precinct Maps	3.00
Dog Licenses	17,158.50
Additional Dog Monies	2,413.00
Dog License Late Fees	2,240.00
Fish & Game Licenses	8,185.00
TOTAL	$85,362.04

*Fees for all licenses renewed annually, in December, by the Board of Selectmen were deposited directly with the Treasurer.

One election was held during calendar year 1993, the Annual Town Election on April 3rd. A special thanks to the Precinct Officers, the Computer Center Officers, the Police Department, the Parks & Tree Department, the School Custodians and the Senior Clerks in both the Town Clerk's Office and the Board of Registrars' Office who silently but efficiently performed their duties on Election Day. The cooperation and dedication of all persons involved ensured that the election process in Billerica ran smoothly.

We were saddened by the death of Lillian Matthews and Shirley E. Clarke who had served the Town for many years as dedicated and faithful Election Precinct Officers. They will be missed.

Mary Bagdigian, Margaret Eichmeier, Madeline Fowler, Rita Granfield and Roger Gosselin retired after many years of service to the Town as Precinct Officers. We appreciate and thank them for their years of service.

Due to continuing budget constraints, the position of Assistant Town Clerk still has not been filled. This leaves Billerica without an official who can, by law, automatically assume the duties and responsibilities of the Town Clerk should that need arise. This puts Billerica in a vulnerable position.

Billerica has a large dog population. A total of 2,427, 1993 dog licenses were sold. All dogs three months of age and older are required by law to be licensed by January 1st of each year. Anyone who has not licensed their dog by March 10th is subject to a $10.00 late penalty. Adequate notice of this deadline was given on access television and in the newspapers circulated in the Town. As in past years, there were still many persons who chose to ignore the law.

Two rabies clinics were held during 1993. Dr. McGrath, DVM, of McGrath Animal Hospital held the first clinic in April. Dr. Ali, DVM, of Billerica Animal Clinic held the second on May 22, 1993. With the increase in rabies in the area, more emphasis is being put on enforcing the law that requires all dogs and cats to be vaccinated against rabies.

Special Town Meetings were held on May 4, May 22, October 5, and October 19th in addition to the Annual Spring Town Meeting in May and the Annual Fall Town Meeting in October. In all, twenty sessions of Town Meeting were held in 1993.

Your Town Clerk attended two conferences this year as well as meetings of the Middlesex City & Town Clerks' Association. These meetings were not at the Town's expense as the conference/travel monies were eliminated from the budget in an attempt to reduce the budgets. However, it is most important that the Town Clerk attend these meetings in order to keep abreast of changing legislation that will impact the Town, both in time, money and legal challenges.

1993 has been an exciting and challenging year. The redistricting was finally settled by the Legislature and our new precinct plan stood as submitted. All those persons affected by the change were notified by first-class mail of their new voting precinct and new voting locations, if any. The Selectmen voted to use these new precincts beginning with the Town Election in 1994. In the late hours of the 1993 Legislative Session, the "Motor Voter" bill was passed and signed into law by Governor Weld. This new law will change the voting process in Massachusetts and mandates many changes which will impact both the Town Clerk's Office and the Board of Registrar's Office.

My thanks to all Town Officials, Department Heads, Boards, Commissions, Committees and BATI for their cooperation and help this past year. It has been a pleasure to work with such dedicated professionals.

I also wish to thank my hardworking office staff, Joan McDonald and Margaret Ryan for their support and loyalty. Their efficient and professional manner and their dedication to serving the people of Billerica is to be applauded. Thank you, Ladies, for a job well done.

Respectfully submitted,

Shirley E. Schult, CMC, CMMC,
Town Clerk

CONSERVATION COMMISSION

The Conservation Commission consists of seven members appointed by the Board of Selectmen for terms of 3 years each. They maintain an office in the Town Hall, have a staff of two people — Environmental Investigator Martin Houlne' and Secretary Patricia Simpson and also have two Associate Members — Christine Chisholm and Bruce Stedman.

The Commission and its staff were once again extremely busy in 1993 administering and enforcing the State Wetlands Protection Act (Mass. General Laws, Chapter 131, Section 40) at the local level.

During the year, 33 filings were received requesting permits to perform work in or near wetlands, 32 initial public Wetlands Hearings were held along with 29 Wetlands Hearing Continuances and 7 Wetlands Modification Hearings; 35 new Orders of Conditions were issued along with 6 Modified Orders of Condition, 1 Order of Conditions Denial, 23 Determinations of Applicability, 25 Certificates of Compliance, 2 Extension Permits, 4 Certificate of Compliance Denials, 8 Status Letter and 4 Enforcement Orders.

For a full year, there were 20 Regular Meetings, 2 Special Meetings and 1 Emergency Meeting of the Conservation Commission held in the Town Hall. Many Commission members also spent a great deal of their free time participating in numerous other meetings held in the Town Hall as appointed or volunteer members of various Town subcommittees.

Some unforeseen changes in membership occurred during 1993 due to the resignation of two members of the Commission. At the beginning of February, Associate Member Robert Donati was appointed as a full member by the Board of Selectmen to replace longtime member Carl Piacenza, Jr., who retired from the Conservation Commission in December, 1992.

In April, Celeste Wilson resigned from the Commission due to family commitments. Since her position was up for reappointment in June, the Board of Selectmen decided to wait until then to fill her position.

On June 28, 1993, the Selectmen appointed Carol Ann Woods to fill Celeste Wilson's vacant position and reappointed Norman Beloin, Jr. who has served as a Commission member for well over a decade.

In the Spring of 1993, the Conservation Commission once again participated in the planning and carrying out of Earth Day festivities at Viet Nam Veterans Park on Treble Cove Road. Because of the support of many individuals and agencies such as the Conservation Commission, the day was a complete success.

For the seventh straight year, the Nicola Micozzi Beach, located on Conservation land at Nutting Lake, was once again operated during the summer session by the Town Recreation Department. The Conservation Commission would like to thank Joseph Higgins, Director of the Recreation Department, as well as his qualified staff, for the tremendous job that they did in successfully overseeing the day to day operations at the Beach. Because they all carried out their duties in a professional manner, all those who visited the Beach were provided with a safe and enjoyable experience. We look forward to many more gratifying summer seasons in the future.

On September 8, 1993 the Commission held their annual reorganization of Officers. Following brief deliberations, JoAnne Giovino was appointed Chairman, Diane DePaso was appointed Vice Chairman, Crystal Card was appointed Secretary and Norman Beloin, Jr. was appointed Treasurer.

The Conservation Commission holds regular meetings on the second and fourth Wednesdays of each month in the Town Hall starting at 8:00 p.m. and all are welcomed to attend.

We wish to thank all who have supported the Commission during the past year.

Respectfully submitted,

JoAnne Giovino — Chairman
Diane DePaso — Vice Chairman
Crystal Card — Secretary
Norman Beloin, Jr. — Treasurer
Walter Arakelian — Member
Robert Donati — Member
Carol Ann Woods — Member
Christine Chisholm —
Associate Member
Bruce Stedman — Associate Member
Martin Houlné — Director

COUNCIL ON AGING

The Council On Aging now has a full time coordinator, Mr. Chester Sewell, and a part time secretary, Mrs. Carol Wood. We continue to increase our membership and are constantly adding new opportunities for fellowship. The Meals On Wheels Program continues and we hope to increase the number of meals delivered to shut-ins as well as the number of people who eat at the Sr. Center. Our regularly scheduled activities now include an opportunity for meditation on Friday afternoons and two scheduled sessions of low impact aerobics during the week.

We are pleased to note that Mr. Wilfred Lahaie is at the Center every Friday from 9:00 a.m. to 1:00 p.m. as a representative of the SHINE program. This program provides seniors with information on all health care plans.

As of this writing, the Newsletter is being professionally printed and will be placed in various locations throughout the town. We are presently searching for funds to mail them to Sr. Citizens' homes. Volunteers have started the telephone survey of all Billerica Seniors and we hope to have a more detailed picture of the survey.

We continue to secure funds from Government Grants. This year Government Grants have helped to purchase additional supplies, assist with telephone bills, produce more Newsletters and aid in funding the Coordinator's position. Our main focus for Fiscal Year '94 is to respond to the needs of every Senior Citizen in Billerica.

Respectfully submitted,
Dorothy A. Cox
Chairman

DEVELOPMENT AND INDUSTRIAL COMMISSION

As in past years, the Billerica Development and Industrial Commission (BDIC) continued to provide information, and be a point of contact and referral to industrial firms seeking to expand or locate in Billerica. We also continue to find that the major obstacle to our endeavors is Billerica's high and non-competitive Commercial-Industrial tax rate. In times of high vacancy rates for industrial floor space in many communities, the tax rate often makes the difference in a firm's decision to not locate in Billerica.

The BDIC also continues to respond to inquires from the media, appraisers, and State agencies, regarding industrial development in Billerica.

In the past year the BDIC Chairman participated in three committees:

1. The Town Administrator's Permitting Committee to review and streamline the Town's permitting and approval processes.

2. The Chapter 19 Committee under Selectman Arthur Doyle. The Committee attended the meeting arranged by Representative Bill Greene to discuss this State legislation with Representative Dan Bosley. The BDIC will participate in preparing an application for possible State designation as an Economic Opportunity Area, once regulations are published by the Massachusetts Office of Business Development.

3. A committee of Billerica Plan members and banks to undertake the establishment of a Development Finance Corporation in Billerica.

Respectfully submitted for the Billerica Development and Industrial Commission by its Chairman, Arthur V. Tonini.

FIRE DEPARTMENT

To the Honorable Board of Selectmen:

I hereby submit the annual report of the Billerica Fire Department for the year 1993.

The department responded to 3,482 fire incidents in 1993. The fire incidents for 1993 are broken down as follows:

Brush/grass/rubbish	146
Dumpsters	9
Building fires	93
Vehicle fires	86
Accidental alarms	65
False alarm/street box	36
False alarm/detectors	318
Investigations	288
Mutual Aid given	67
Mutual Aid received	16
Rescues	6
Medical emergency calls	737
Hazardous materials	27
Bomb scares	5
Vehicle lock outs	559
House lock outs	21
Illegal burning	148
Plug in/out boxes	386
Vehicle accidents	185
Miscellaneous calls	284
Total	3,482

The following is the report of the major activities of the Fire Prevention Bureau between January 1, 1993 and December 31, 1993:

1. **Public Fire Education**
   A. Fire drills held in eleven public schools, elderly housing complexes and house of correction facility.
   B. Public fire safety activities 28

II. **Fire Investigations**
   A. Fire cause and determination 43 incidents
   B. Vehicle fires investigated 30
   C. D.E.P. and Haz. Mat. investigations 10

III. **Code Enforcement**
   A. General fire inspections 334
   B. Complaints investigated 28
   C. Nursing home inspections 12
   D. Places of assembly inspected 46
   E. Gas station inspections 6
   F. Underground tank inspections 42
   G. Oil burner inspections 91
   H. Woodstove/chimney inspections 66

IV. **Plans Review**
   A. Sprinkler plans approved/tested 88
   B. Fire alarm systems approved/tested 133
   C. Planning Board plans reviewed 17
   D. Building Dept. plans reviewed (commercial) 137
   E. Building Dept. plans reviewed (residential) 286

V. **Miscellaneous**
   A. New municipal fire alarm boxes approved 3
   B. Knox box security systems approved 7

VI. **Permits Issued 1993**
   A. Open burning permits 2,585
   B. Smoke detector certificates issued 672
   C. Occupancy permits sign-off 311
   D. Selectmen's license renewal certificates 28
   E. Application for storage license approved 1
   F. Smokeless and blackpowder 10
   G. Flammable/combustibles 65
   H. L.P. gas storage 60
   I. Blasting permits 20
   J. Tank truck inspections 89
   K. Underground tank removal/installation 42
   L. Tank tightness/Stage II vapor recovery 17
   M. Sprinkler permits 54
   N. Fire alarm (commercial) 27
      Fire alarm (residential) 285
   O. Fixed suppression system 3
   P. Tar kettles 2
   Q. Oil burners 90
   R. Cutting/Welding 4

Permit fees collected 1993: $11,645.00

During 1993, the Massachusetts Firefighting Academy presented classes to Billerica fire fighters on Hazardous Materials First Responder, Incident Command System, Vehicle Extrication, and Fighting Fires in Sprinklered Buildings.

Refresher courses were given for First Responder, CPR, Ventilation and Water Supplies.

All department pumps, hoses, scott air paks and spare tanks were given annual service tests.

The Fire Department would like to thank all other Town Departments and Town Officials for their help and cooperation throughout the year.

Respectfully submitted,
Anthony E. Capaldo
Fire Chief

BOARD OF HEALTH

To: The Honorable Board of Selectmen:

The Board of Health presents this as its annual report for 1993. The Board currently consists of Arnold Ventresca, Chairman, Wallace Mallett, Vice Chairman, Marie O'Rourke, Secretary, Robert Solomon and Dr. Leonard Bram, members.

The office of the Board of Health is presently staffed with John Morris, Director, Joseph Walsh, Deputy Director, Joseph Reale, Sanitarian, William McDowell, Health Agent, Deborah McCluskey, Principal Clerk and Nancy Higgins, Recording Secretary. The Nursing Department is presently staffed by Cheryl Marland, R.N.

The Board of Health during 1993 processed 252 complaints ranging from failing septic systems to illegal dumping to restaurant closures and numerous other environmental and public health related problems. This has created a tremendous burden on the Department because of the lack of staff available to effectively investigate each complaint and follow up with proper enforcement measures.

During the course of the year, the Board granted 27 variances to its local regulations and held approximately 24 meetings.

Also, the Health Department reviewed and approved 533 building permits, issued 37 new septic permits, 5 new well permits and 69 septic system repair permits. Associated with all of these permits is the timely administrative process and field inspection necessary to assure compliance.

In addition to the above mentioned duties, the Board of Health issued 889 white good permits during 1993 and also 17 Disposal Workers licenses, 16 Septage Haulers licenses, 4 Funeral Directors licenses and associated burial permits.

In 1993 the Department licensed 194 Food Service Establishments, 1 Health Club, 8 Sun tanning Salons and 5 public/semi-public pools. There were also 23 Horse and Barn permits issued during 1993.

With respect to the Public Health Nurse, the Board of Health has significantly reduced its services due to a reduction in staff. We are currently offering clinics and programs on a most needy basis and have essentially eliminated our prevention, promotion, and education programs. There was no increase in funds for Fiscal 1994; therefore, the Nursing Department will continue to operate on a priority basis until such time as more funds become available and we can return the Nurse to full time status.

The Board held its First Annual Health and Recreation Fair on May 8, 1993. In excess of 2,500 Billerica residents took advantage of the services offered to them on that day.

As always, the Board of Health will continue to provide the most cost effective and efficient service possible given its resources. Our goal will continue to provide the best health promotion programs and maximum public health protection.

Respectfully submitted,
Arnold Ventresca
Wallace Mallett
Marie O'Rourke
Robert Solomon
Leonard Bram, M.D.

HISTORIC DISTRICTS COMMISSION

Honorable Board of Selectmen & Town Administrator

Billerica Historic Districts Commission Annual Report 1993

The Commission consists of seven regular members, three alternates and Town Planner, Peter Kennedy as a non-voting ex-officio member.

Regular Members:	Debra Fox	
	David Kinsella	
	Susan Miller	
	Terry O'Neil	
	Debra Wolf	
	Richard Young	
	(vacant seat)	
Alternate Members:	Marie Dube	
	David Fitch	
	Scott O'Neil	
Officers:	Richard Young	Chairman
	Terry O'Neil	Vice-Chairman & Co-Secretary
	Debra Wolf	Co-Secretary

The first scheduled meeting of the Billerica Historic Districts Commission was held on January 7, 1993.

Meetings were held the first and third Thursday of each month, beginning at 7;30 p.m. and adjourning as necessary. Special meetings were also held on alternate dates as needed,

In May of 1993, the Commission voted to change their regular scheduled meetings to the second and fourth Thursday of each month after the Spring Town Meeting was adjourned. In December of 1993, the Commission voted to return to the first and third Thursday of each month. The Commission reviewed forth-five Applications for Certificates in 1993. Forty-three Applications were approved, some with conditions.

Five Applications were voted on as Major Developments and Public Hearings were held.

Fourteen violation letters were sent to homeowners for work in progress or completed on their properties without prior-submission of an Application to the commission.

A violation was recorded at the Registry of Deeds, referencing the Deed number and name, for one property in the Center District, for failing to reply to three violation letters sent by the Commission. The violation was removed after compliance by the homeowner.

The proposed establishment of the Richardson's Mill East Billerica Historic District, which included twelve properties and nine buildings was initiated by the residents of those properties. Helen Knight a resident of the proposed District, along with other resident, and assistance by the Commission, inventoried each property. A Public Hearing was held, a Preliminary Report was written and approved by the Massachusetts Historical Commission. A Final Report was prepared and the article was presented to the Fall Town Meeting. Town Meeting members voted to dismiss the article, but directed the Commission to return for a new vote at the Spring Town Meeting in 1994.

An Anti-Demolition By-Law was presented at the Fall Town Meeting and approved.

Detailed Minutes of the Billerica Historic Districts Commission's meetings have been filed with the Board of Selectman and are available to view by the public at the Billerica Public Library.

We wish to thank all of the residents and town's people who have supported the Commission during the past year, and we look forward to working together in 1994 to preserve the Historic character of Billerica.

Respectfully submitted,
Debra Wolf
Co-Secretary

HISTORICAL COMMISSION

To the Honorable Board of Selectmen:

The Billerica Historical Commission meets regularly on the first Wednesday of each month and at such times as the need arises. At the reorganizational meeting Peter R. Woodbury and Margaret B. Ingraham were elected co-chairmen, with Carol Bruyere remaining as secretary. Carl Herrmann, Alec Ingraham, and Dr. Charles E. Stearns were retained as associate members in recognition of their valued support to the Commission's endeavors.

Since the Commission is an official agent of municipal government responsible for community-wide historic planning, many of its activities are interrelated with the various town boards. During 1993 probably our most important accomplishments have been in the addition of four properties to the Local Historic Inventory, namely:

1. The First Pumping Station of the Water Department (1897): Here the Commission had an interesting exchange of historical records with John McGovern, Superintendent of the Water Works, which benefited both parties.

2. The Administration Building of the Middlesex County House of Correction (1931): This was done at the suggestion of the Massachusetts Historical Commission.

3. The Colonel Ranlett House at 305 Concord Road (c. 1850)

4. The Captain Ranlett House at 287 Concord Road (c. 1853): The Ranletts were prominent citizens of Billerica's past. Hopefully the Commission will have some input in saving from demolition the Captain's Home, the interior of which is said to be designed to resemble that of a ship.

Coupled with seven other homes already on the Local Inventory of Historic Properties the two Ranlett houses should contribute to the establishment of a Local Historic District in South Billerica. Most of the homes share an association with the Charles R. Hill Machine Shop which gained national prominence in conjunction with Samuel Parker's leather splitting machine.

On April 19th the Commission assisted Sean Wilentz of Princeton University in planning memorial programs at the North Billerica Cemetery and the Bennett Cultural Center for William Manning, a laborer, (1747-1814) who wrote the Key of Liberty, a treatise containing his democratic writings which were so advanced for their time that they are still in use by historians today. Cooperation from Selectmen Arthur Doyle, the Minutemen, Diane Bone, Donald MacDonald and Davis Flowers all helped make the event very successful.

The Commission assisted in the preparation of materials for the proposed Richardson Mill Historic District.

In March, the Commission met with Alexander Gammon of Seacoast Designs of Portsmouth, New Hampshire at the request of the Town Manager to discuss the use of insurance funds for reconstruction of the rapidly deteriorating cupola on the Old Town Hall, Within several months, however, fire caused by lighting severely damaged the cupola. Several members of the Commission were present the day of the removal to document and record this event for future generations.

In an effort to preserve the colorful and descriptive names of various localities in town commonly used in bygone days the Commission is in the final stages of preparing a large map with the areas correctly placed (i.e. Nobility Hill, Pattenville, The Acre, The Cove, The Corner, etc.). Hopefully the map will be a valuable historic resource which will be continually updated.

The Commission is currently cooperating with the National Memorial Trust and Massachusetts Historical Commission in the SOS (Save Our Outdoor Sculpture) program. To date we have submitted photographs of the Soldiers' Monument, Kohlrausch Fountain, and Vietnam Veterans' Memorial to name a few.

Two of our members have been corresponding with a gentleman from Sussex, England who is writing an autobiography which will contain references to his early years in Billericay. Attempts have been made to locate a former pen pal from Billerica.

A highlight of recent meetings has been the selection of the twelve most visible early homesteads on which signs will be placed designating their historic identities and dates of construction. Permission from the current owners must, of course, be granted. We hope funds will again be made available for a continuation of this project.

The Commission has also provided information in answer to requests by individuals and agencies concerning the Billerica-Wilmington Airport, The Fordway Bridge, The Commons Mall, The Locke Middle School, The Mitchell Boys' School, etc. In addition correspondences with residents from eleven different states have allowed the Commission an opportunity to help many individuals in tracing their roots.

For Yankee Doodle Day the Commission members pooled their resources to prepare a float for the parade. The centerpiece of the float was supplied by the Faulkner Kindergarten.

Respectfully submitted,

Margaret B. Ingraham, Co-chairman
Peter R. Woodbury, Co-Chairman
Carol P. Bruyere, Secretary
Elizabeth M. Cleary
Linda French
Helen R. Knight
Virginia Maguire

HOUSING AUTHORITY

Gentlemen:

At our annual meeting, held April 5, 1993, the following officers were elected:

Elizabeth F. McCarthy	Chairman
Walter F. Coakley	Vice-Chairman
Henry F. Collins	Treasurer
John R. Daly, Jr.	Assistant Treasurer
Dorothy Pearson	Member

Mrs. Carol A. Ford was re-appointed Executive Director.

The Billerica Housing authority was saddened to lose our Treasurer, Henry Collins in September 1993.

The Billerica Housing Authority has completed 25 years in the Management Phase of its housing, consisting of 251 units. Our 705 family Housing and Section 8 rental programs are all under lease.

The John Nelson Parker House is home to eight mentally ill clients.

In August 1993, The Raymond F. McColough House, a 689 Special Needs Housing program, was dedicated. This group home will service eight mentally retarded clients at Wyman and Boston Road.

We would like to publicly thank the board of Selectmen and all the Town Boards for their continued support.

Respectfully submitted,
Elizabeth F. McCarthy
Chairman

INDUSTRIAL DEVELOPMENT FINANCE AUTHORITY

The following individuals were appointed to the Industrial Development Finance Authority by the Billerica Board of Selectmen:

Alan Arakelian
Sandy Flesher
Bernie Hoar
Robert Lord
Donald MacDonald

The re-organizational meeting for this committee was held by Town Clerk, Shirley Schult, on August 9, 1993 at 8:00 P.M. in the Town Hall.

With all members present, the following were elected officers for the committee:

Chairman, Bernie Hoar
Vice-Chairman, Robert Lord
Secretary, Sandy Flesher

During the meeting, the committee discussed its charter, various assignments to contact previous members of this committee, others who have knowledge of this committee workings and other Town IDFA committees. The committee discussed possible endeavors we would undertake.

The committee scheduled its next meeting for September 27th at 7:00 P.M.

Due to several members not being available on September 27th, the Chairman Bernie Hoar re-scheduled the meeting to September 30th in which a quorum was not present. Due to the Fall Town Meeting, the chairman delayed calling the next meeting until after Fall Town Meeting is concluded.

In the meantime, the Chairman submitted a three year Community Action Statement to Planner Peter Kennedy on the committee's behalf on October 4th.

Respectfully submitted

The Industrial Development Finance Authority
Chairman, Bernie Hoar

MUSEUM COMMITTEE

The Billerica Museum Committee met eight times during 1993.

Thanks to committee member donations and a grant from the Billerica Arts Council, we now have some furniture and fire-resistant cabinets in the second floor of the museum building (the Old Howe School). Thus, during warm weather, we are able to hold our meetings "on site."

Before an actual museum can be opened, money is needed in order to repair floors, staircase and windows and to install heating, an elevator and handicap access. Accordingly, the committee plans to conduct a fund-raising drive in 1994 with a goal of $250,000. We will gratefully accept donations ranging from a dollar to thousands of dollars.

Another grant from the Billerica Arts Council enabled us to have a mural painted depicting some of Billerica's history. Patricia Carrabba and Sandra Potter were the artists.

Kevin Collins has been named a consultant to the committee and will direct much of the renovation work so badly needed.

Respectfully submitted,

Gordon C. Brainerd, Chairman

NORTHERN MIDDLESEX COUNCIL OF GOVERNMENTS

TO: The Citizens of the Town of Billerica

The Northern Middlesex Council of Governments is a multi-purpose planning district, a public body corporate, formed under State enabling legislation governed by a policy board of local elected officials. Each of the nine member municipalities including: Billerica, Chelmsford, Dracut, Dunstable, Lowell, Pepperell, Tewksbury, Tyngsborough and Westford, is represented by a member of the Board of Selectmen or City Council, a member of the Planning Board and an alternate member appointed by each Board of Selectmen and in the case of Lowell, by the City Manager.

The Council maintains a staff of professional planners and technicians to assist it in developing and implementing its policies. The Council meets monthly (usually the third Wednesday of each month) at 115 Thorndike Street, Lowell, and all meetings are open to the public.

The Council acts seriously and deliberately to "make careful studies of the resources, problems, possibilities and needs of its district"... and to "...make recommendations for the physical, social, governmental or economic improvement of this district..."

Assessments upon the member communities are on an equal per capita basis and are used to provide the "local share" of various projects undertaken by the Council with Federal funds and local assistance.

These funds enable the council to undertake far more staff work than would otherwise be possible at the present level of local assessment (about 25 cents per capita). The Council's FY '94 budget includes $67,870 of local assessments which is less than 20% of the total budget. Billerica's share of the local commitment is $9,678.32.

Each year the Council devotes a large portion of its efforts to transportation issues. In cooperation with the Federal Highway Administration and the Massachusetts Highway Department, the NMCOG continues to focus on transportation problems across the region. During the past year the NMCOG completed the Long Range Transportation Plan for the Region which examined the projected transportation needs for the next twenty years. Over the course of the next year, the NMCOG will refine this plan to comply with new federal regulations. The staff will also continue to monitor and track the progress of the on-going environmental work associated with the Route 3 widening project.

The Council continues to provide technical assistance to local communities. This past year the Council assisted the Town of Billerica in evaluating the potential traffic impacts of projects such as the proposed Tower Farm Plaza and the expansion of Towne Plaza. In addition NMCOG continued its traffic counting program taking approximately 100 traffic counts annually. 1993 NMCOG traffic counts included: Route 3A (Boston Road), Floyd Street, Pollard Street, Brown Street, Allen Road, Webb Brook Road, Salem Road, Gray Street, Concord Road, Oak Street, Brick Kiln Road, Alpine Road, Rangeway Road and Nashua Road. This data is incorporated into a traffic count book and map series which is distributed to local officials each year.

The Council continues to provide assistance to the Lowell Regional Transit Authority in areas such as, obtaining

Federal capital and operating funds, marketing to improve ridership and revenue, statistical monitoring and reporting, and direct assistance with projects such as the Gallagher Terminal Addition aimed at improving operating efficiency and financial viability. In December 1993, the LRTA received word from the Federal Transit Administration that the Section 3 Capital Grant written by NMCOG for 13 new lift-equipped buses at a cost of nearly $3 million had been approved.

The Council, with the assistance of LoLaw Transit Management, Inc., monitors ridership trends for the Lowell Regional Transit Authority. The Billerica Road runner continues to be a successful service with 13,300 riders in FY'93, a 23% increase in ridership over FY '93. Additionally, more than 12,150 persons took advantage of the fixed route bus service offered by the LRTA in FY '93.

The Council performs a statutory review role for those projects that come under the purview of the Massachusetts Environmental Policy Act, that is, those projects whose environmental impacts are deemed to be significant and/or require State or Federal permits or funding. The Council staff reviewed two such filings in Billerica in 1993. These projects included: the Tower Farm Plaza Project consisting of 16,000 square feet of retail space and the intersection reconstruction of Route 3A at Tower Farm Road.

The Council continues to provide demographic information and technical assistance to its member communities who request such. Billerica residents should feel free to contact Council staff who will be glad to either answer their questions or to direct them to the proper source of information.

Respectfully submitted,
Arthur L. Doyle, Councillor, Representing the Billerica Board of Selectmen
Dianne Bonnell, Councillor, Representing the Billerica Planning Board
Ann M. Mulcahy, Alternate, NMCOG Vice Chairman

OMBUDSMAN COMMITTEE

The following is the annual report of the Ombudsman Committee. The Committee is currently composed of the following members:

Richard P. Burtt	Chairman
Carol Wood	Secretary
Gordon C. Brainard	Member
Sally S. Markarian	Member
Debra L. Crowley	Member

The Ombudsman Committee was created by Article 23 of the Annual Town Meeting on 10/9/86. The purpose of the committee is:

A. To hear grievances regarding town positions, agencies, boards, committees and commissions.

B. To provide the aggrieved with recommendations as to how and if they should proceed.

C. To provide feedback to the appropriate town agencies about the grievances; or act in relation thereto.

The Ombudsman Committee holds meetings on the first Monday of the month (when requested) in the town hall at 7:30 p.m. The Committee can be petitioned by mailing a description of the problem to:

Ombudsman Committee
Billerica Town Hall
Billerica, MA 01821

Individual cases will be heard by the Committee and settled to the satisfaction of both parties, or guided to the proper agency. The Ombudsman committee is also available to act as Mediator in any and all problems involving the town of Billerica or its citizenry. As local governments continue to grow in responsibility and complexity, individual citizens need better ways to achieve fairness and efficiency from individual departments, and public officials. That is the role of the Ombudsman Committee.

Respectfully submitted,
Richard P. Burtt, Chairman

PLANNING BOARD

To the Honorable Board of Selectmen and the Town Administrator:

The Planning Board has a busy and productive year in 1993. Besides reviewing and ruling on several Subdivision and Site Plan Approval requests, the board managed to initiate amendments to the Zoning By-Law.

In the spring the board welcomed two new members John I. Noonan and Robert C. Norman, and voted Ruthanne A. Bossi, Chairman, Daniel J. Hayes, Vice Chairman and Dianne Bonnell, Secretary.

In 1993 the board received eleven preliminary subdivision plans which were approved with comments. The board received five definitive subdivision plans with one being held over from 1992 for a total of six. Five of the definitive subdivision plans were approved with conditions representing 36 residential lots and one was denied.

The Planning Board received four requests under the site Plan Special Permit provision of the Zoning By-Laws. Four were approved and one was denied. As a rule, any new construction or additions to any commercial or industrial building with more than 5,000 sq. ft. of gross floor area is required to obtain a site plan approval from the Planning Board.

The Board received several requests for modification or waivers to previously approved definitive subdivisions and for site plan special permits.

The board ruled on 25 "Approval Not Required" (ANR) plans in 1993. ANR plans represent a division of lands into lots each with sufficient frontage and adequate access on either 1) a public way, 2) an approved subdivision street or either 3) a road in existence prior to subdivision control which by law exempts them from the subdivision approval process.

The board considered several requests for Bond Release, Permission to Return to the Board of Appeal, Scenic Road Permits and Bond Acceptance. We held public hearings for twenty seven warrant articles.

The Planning Board also co-sponsored two sign by-law amendments to the Zoning By-Laws which were adopted by the Fall Town Meeting. Both provided needed flexibility for business with respect to signage.

An on-going activity of the Planning Director is to provide technical assistance to the Planning Board in the review of subdivisions and site plan development applications. This role has involved working closely with developers, private citizens, abutters, engineers, lawyers and the Board to ensure that proposed development meets the requirements of the Rules and Regulations of the Board.

Besides her day to day clerical duties, Ms Barbara Norman, Planning Board secretary helps answer questions of residents regarding zoning, planning, regulations of the Planning Board and coordinates the board's activity with those of the many boards and committees with which they work.

We would like to express our appreciation to the Director of Planning Peter D. Kennedy and Secretary Barbara Norman and the many Departments with which we work.

The Planning Board and staff are available to any individual who may have concerns regarding our responsibilities.

Respectfully submitted,
Ruthanne A. Bossi, Chairman
Daniel J. Hayes, Vice Chairman
Dianne Bonnell, Secretary
Marie P. Blanchette
Sal Dampolo
John L. Noonan
Robert C. Norman

POLICE DEPARTMENT

I hereby submit my annual report of the Billerica Police Department for the year ending December 31, 1993. There were a total of 882 arrests made as a result of 1,177 charges and a total of 17,098 calls for service, broken down as follows:

RECEIPTS F/Y 7/1/92 -6/30/93
POLICE DEPARTMENT

Firearms ID'S	300.00
Firearms Dealers License	120.00
Insurance Recovery	6,754.99
License to Carry Firearms	3,900.00
Parking Fee-Court	11.00
Photographs	2,075.00
Police Report Copies	4,983.00
Restitution	425.00
Special Police Details	650,795.17
Administrative Fee	66,669.12
TOTAL RECEIPTS F/Y 7/1/92 - 6/30/93	$736,033.28

ARRESTS 1993

Totals	chg cd	statue	description
9	6170	265-15A	A&B By Dangerous Weapon
4	6090	265-13D	A&B On a Police Officer
1	1620	90-22B	Abandoning a MV
2	6260	265-18A	Arm Asslt Dwell Int Com Fel
1	6040	265-13A	Assault
40	6050	265-13A	Assault & Battery
18	6200	265-15B	Asslt By Dang Weap
1	501A	266-5A	Att To Burn a Building
13	1190	90-23	Attaching Plates to a MV
7	9690	274-6	Attempt to Commit a Crime
5	2100	266-18	B&E W/ Int to Com. Fel
1	2070	266-16A	B&E W/ Int to Com. Mis
1	2090	266-17	B&E W/ Int-Fel, Put Fear
10	2050	266-16	B&E W/Int to Com Fel
10	2050A	266-16A	B&E Night/Motor Veh
2	2010	266-14	Burg & Asslt in a Dwelling
2	9620	269-10(b)	Carrying a Dangerous Weapon
2	016	119-54	CHINS - Child in Need Service
1	3260	266-37B	Credit Card, False, $250 lee
7	1080	90-7	Defective Equipment
20	4010	272-53	Disorderly Person
16	4020	272-53	Disturbing the Peace
2	2110	266-18	Ent W/O Brk NT Swell Com Fel
1	1720	89-4B	Fail drive Lane Nearest Rt
1	1710	89-4	Fail keep Rt W/View Obstruct
2	1700	89-2	Fail to keep left wh. passing
2	1690	89-1	Fail to keep rt.
18	1220	90-25	Fail to stop for Police-MV
2	1740	89-8	Fail to Yld - Inters-MV Tr
1	1730	89-8	Fail to Yld -Inters-MV Dl
3	3370	267-1	Forgery
2	903A	276-20R	Fugitive from Justice

3	122A	90-25	Giving False name to Pol Off
3	8200	94C-33	Illgl Poss Class A Substance
3	8230	94C-34	Illgl Poss Class B Subseq of
10	8220	94C-34	Illgl Poss Class B Substance
8	8260	94C-34	Illgl Poss Class D Substance
2	6060	265-13B	Ind A&B, Chld Und 14
2	6100	265-13H	Ind A&B person 14 or over
2	109A	90-20	Insp Stckr/Own Perm Oper W/O
1	9600	268-13B	Intimidation of a Witness
2	6400	265-26	Kidnapping
5	3230	266-37	Larc. by Check (variable)
10	3090	266-28	Larc. of a MV or Trailer
2	3240	266-37B	Larc. of Credit Card
6	3110	266-30	Larc. of Prop., $250 or less
20	3130	266-30	
20	3130	266-30	Larc. Prop over $250
1	3140	266-30	Larc. Prop. over $250 (var)
1	3040	266-20	Larc.,Bldg.,Shp.,Vessl,RRCAR
2	3220	266-37	Larceny by Check
1	3060	266-25	Larceny from a Person
1	3150	266-30	Larceny of a Firearm
4	0	266-28	Larceny of Motor Parts
1	630	90-24	Leav Scene Aft Inj, No Death
4	620	90-24	Leav Scene After Prop Damage
1	9730	272-16	Lewd, Open & Gross
11	9440	138-34C	Liq, Minor Trnsprt/Carry
1	920A	268-39	Making False Stmnt=MV Theft
3	5090	266-127	Mal Destr Prop $250 or Less
21	5080	266-127	Mal Destr Prop over $250
2	1270	DPW4-1	Marked Lane Violations
1	140	273-1(2)	Nonsupp Min Child Leav. Comm
1	1210	90-24I	Open Container Alcohol in MV
57	1160	90-23	Oper MV After Lic. Suspended
2	1140	90-10	Oper MV Contrary Lic. Restric
1	1070	90-6	Oper MV Fail Display Plates
5	610	90-24	Oper MV Neglig. to Endanger
3	1090	90-20	Oper MV W/O Insp Stick
1	600	90-24	Oper MV Reckless to Endanger
3	410	90-24	Open MV-Infl Liq 2nd Off
3	420	90-24	Oper MV-Inf Liq 3rd or S
44	400	90-24	Oper MV-Inf of Liquor
1	1600	90-16	Oper MV W/ Unnecessary Noise
13	1110	90-10	Oper MV W/O Being Licensed
8	1120	90-11	Oper MV W/O lic.in Poss
2	163A	90-7	Oper MV W/O Lights
8	1180	90-23	Oper MV-Aft Lic Revoked DWI
9	1170	90-23	Oper MV-After Lic. Revoked
12	1240	90-34J	Operating an Uninsured MV
19	1100	90-9	Operating an Unregistered MV
11	3290	266-49	Poss Burg. Tools
2	8020	94C-32A	Poss Class B W/ Int to Distr
1	8030	94C-32B	Poss Class C W/Int to Distr
7	8040	94C-32C	Poss Class D W/Int to Distr
5	7000	269-10(h)	Poss Firearm W/O Firearm ID

Totals	chg cd	statue	description
6	8000	94C-27	Poss Hypo Syringe, Needle
1	7040	269-10(c)	Poss Shotgun W/Brrl und 18"
212	010	PC	Protective Custody
3	901A	Town Bylaw	Public Drinking
4	6320	265-22(b)	Rape
1	6310	265-22(a)	Rape, Aggravated
7	3310	266-60	Rec'g Stolen Prop $250 more
5	3300	266-60	Rec'g Stolen Prop $250 Less
2	309A	266-28	Rec'g, Buying, etc Stolen MV
4	3250	266-37B	Rec'g a Stolen Credit Card
1	1310	DPW4-10	Red Light Viol. State Hgwy
16	3160	266-30A	Shplftg by Asport of Merch
14	3170	266-30A	Shplftg by Concealg merch
10	1400	90-17	Speeding
1	957A	265-43	Stalking
3	1320	DPW4-11	Stop Sign Viol State Hgwy
5	6430	275-2	Threatening to Commit a Crime
3	8130	94C-32E	Traffic in Cocaine
16	2160	266-120	Tresp. Land, Swell, House, etc.
2	6280	265-19	Unarm Robbery Vctm 65 or ovr
4	6270	265-19	Unarmed Robbery
1	640	90-24	Unauthorized use of MV
3	3390	267-5	Utter A Forgerd Instr
9	955A	208-34C	Viol. Dom Protective Order
15	9550	209A-7	Viol. Of Protective Order
1	5060	266-127	Wanton Dest Prop ovr $250
269	015	Various	Warrant Arrest
1177	Individuals Arrested: 822		

SEX			RACE			AGE		
male	=	723	white	=	778	adult	=	778
female	=	99	black	=	22	juven	=	44
ukn	=	0	ind am	=	1	ukn	=0	
			asian	=	4			
			ukn	=	17			

CALL FOR SERVICE

A	B	C	total	ucr	grp	description
2	69	104	175	552		209A Service
95	81	67	243	700	A	Alarms-Commercial
511	506	583	1600	705	A	Alarms-False/Unfounded
7	1	4	12	703	A9	Alarms-Fire
11	3	6	20	704	A	Alarms-MV
31	82	63	176	701	A	Alarms-Residential
27	22	44	93	702	A	Alarms-School
319	1	0	320	010		AM Nemlec Radio Check
20	95	116	231	441		Animal Control-All Others
17	58	76	151	440		Animal Control-Dog Complaint
2	10	19	300			Arrest-Adult
19	27	42	88	306		Arrest-BPD Warrant by Other PD
1	23	54	78	308		Arrest-BPD Warrant by this PD
0	0	2	2	301		Arrest-Juvenile
3	16	53	72	307		Arrest-Warrant from other PD
2	0	1	3	200	9	Arson Offenses *
7	33	48	88	13A	9	Assault-and Battery *

A	B	C	total	ucr	grp	description
1	0	4	5	13C	9	Assault-Intimidation *
2	8	10	20	13B	9	Assault-Simple *
6	5	8	19	23Z		Attempt to Commit a Crime
3	25	27	55	007		Bicycle (stolen or recovered)
49	91	77	217	220	9	Burglary/B&E *
32	28	41	101	225	9	Burglary/B&E MV, Truck, Trailer
40	212	63	315	008		Check of Area or Building
15	31	38	84	009		Check on Persons well-being
0	8	4	12	90A		Checks-Bad *
0	4	7	11	90X	9	Child Abuse/Neglect *
0	0	1	1	424	9	Civil Defense Call Out
0	0	1	1	427		Complaint Against Officer
0	2	2	4	250		Counterfeiting/Forgery *
3	1	6	10	90C	9	Disorderly Conduct *
106	23	351	480	90M	9	Disperse Persons
30	2	42	74	143	9	Disturbance-Bar/Lounge
5	14	20	39	148	9	Disturbance-Civil/Non-Family
94	83	258	435	147	9	Disturbance-Domestic
38	24	71	133	142	9	Disturbance-Fight
179	87	292	558	140	9	Disturbance-General
70	2	97	169	141	9	Disturbance-House Party
13	20	41	74	145	9	Disturbance-Neighbors
1	0	0	1	149	9	Disturbance-Strike/Picketers
7	23	40	70	90Y	9	Domestic-Abuse/209A Violations *
3	2	9	14	90F	9	Domestic-Abuse/Neglect *
5	2	7	14	90E	9	Domestic-Drunkenness *
6	6	6	18	006		DPW Call Out - State
26	44	66	136	425		DPW Call Out - Town
0	1	4	5	35B	9	Drug Equipment Violations *
0	13	17	30	35A	9	Drug/Narcotic Offenses *
3	25	15	43	431		Dumping-Illegal
0	0	4	4	555	9	Escapee
1	1	1	3	20E	9	Explosion
3	2	0	5	20C	9	Fire-Commercial
9	7	7	23	20N	9	Fire-Notified Fire Dept
2	8	11	21	20R	9	Fire-Residential
11	26	27	64	20V	9	Fire-Vehicle
4	8	22	34	20W	9	Fire-Woods/Grass/Other
2	3	31	36	20F		Fireworks Complaint
0	1	1	2	26A		Fraud-Conf Game/Swnd/Flse/Prt *
0	2	3	5	26B		Fraud-Credit Card/Auto Teller *
0	1	0	1	26C		Fraud-Impersonation *
0	1	5	6	20G	9	Gas Odor
10	11	26	47	146	9	Gunshots Reported
0	2	1	3	20H	9	Hazardous Material
0	1	1	2	437	9	Health-Public Health Problem
1	6	2	9	412		Intelligence-Drugs
5	1	9	15	314	9	Intoxicated Person/No PC=Xport
0	1	2	3	590		Juvenile Matter-Other
2	13	5	20	90K	9	Keep the Peace-Domestic
0	0	1	1	100	9	Kidnapping-Abduction *
1	1	2	4	101	9	Kidnapping-Spousal/Custody Dis
13	109	98	220	23H	9	Larceny-All Others *
2	12	10	24	23X	9	Larceny-Attempted
5	39	29	73	23F	9	Larceny-From M/V *

A	B	C	total	ucr	grp	description
0	2	2	4	23A	9	Larceny-Pickpocket *
2	3	5	10	23B	9	Larceny-Purse Snatching *
0	24	27	51	23C	9	Larceny-Shoplifting *
0	1	0	1	23E	9	Larceny-Theft frm Coin Op Mch *
2	12	7	21	23D	9	Larceny-Theft from Building *
5	19	21	45	23G	9	Larceny-Theft M/V Part/Access *
0	0	1	1	90G	9	Liquor Law Violation *
1	7	6	14	005		Lockout
0	4	0	4	90B	9	Loitering/Curfew/Vagrancy *
5	22	17	44	422		Lost & Found
1	6	2	9	186	9	Medical-Assist Back to Bed
0	1	0	1	185	9	Medical-Drowning Near/Actual
234	512	395	1141	180	9	Medical-General
0	6	22	28	184	9	Medical-Mental Health
2	3	5	10	181	9	Medical-Overdose
2	2	1	5	183	9	Medical-Prisoner Sick/Injured
6	12	10	28	182	9	Medical-Sudden Death
6	7	11	24	322	9	Medical-Suicide/Attempt
1	0	5	6	913		Meet Officer/Unit
0	1	4	5	429		Minors W/Alcohol
23	40	14	77	000		Miscellaneous
2	12	7	21	10A		Missing Persons-Adult
5	9	24	38	10J		Missing Person-Juvenile
0	4	2	6	105	9	Missing Person-Small Child
24	17	19	60	423	9	Mutual Aid
1	3	2	6	167	9	MV-Accident Fatal
1	21	9	31	164		MV-Accident Hit-Run/Not Invest
0	4	2	6	162	9	MV-Accident Hit-Run/Pers inj
22	45	69	136	163	9	MV-Accident Hit-Run/Prop Dam
137	372	413	922	160	9	MV-Accident Investigated
13	83	39	135	161		MV-Accident Not Investigated
0	9	12	21	168	9	MV-Accident Pedestrian Involve
4	7	15	26	165	9	MV-Accident/Dam-Police Cruiser
1	0	0	1	169	9	MV_Accident/School Bus
0	1	0	1	166	9	MV-Accident/Town Veh-Non Police
10	26	18	54	173		MV-Gen Abandoned
86	105	172	363	172		MV-Gen Disabled
0	5	1	6	175		MV-Gen Lockout
3	4	2	9	174		MV-Gen Repossessed
5	11	14	30	170		MV-Gen Towed by Police
1	1	1	3	171		MV-Gen Towed by Private Party
269	172	434	875	176		MV-Gen Traffic Violations
1	57	90	148	177		MV-Mini Bike/ATV/Snow Mobile
28	76	112	216	240	9	MV-Theft *
5	56	42	103	24P		MV-Theft/Plate Only *
3	4	3	10	24Q		MV-Theft/Recovered Plate
21	48	41	110	24R		MV-Theft/Recovered Veh
27	49	34	110	002		Notification Made/MSG Left at
22	11	18	51	421		Open Door/Window-Business/Resid
7	1	12	20	90D	9	Oui-Alcohol or Drugs
0	10	20	30	911		Parking Comp-General
0	4	7	11	912		Parking Com-Handicap
6	1	4	11	310		PC-Adult
0	0	1	1	311		PC-Juvenile
2	0	0	2	131		PC-Released from Custody

	0	1	1	2	312		PC-Transport to Detox
	0	0	1	1	90H	9	Peeping Tom *
	14	78	79	171	155		Phone Calls-Harassing
	1	4	9	14	156		Phone Calls-Obscene
	2	3	1	6	001		Phoney Call
	0	0	1	1	90P		Phoney ID/Possession or Use
	40	33	37	110	430		Police Information
	12	48	28	88	910	9	Police-General Req For
	3	4	5	12	434	9	Power Failure
	0	70	63	133	003		Prisoners Provided With Meals
	0	1	4	5	120	9	Robbery *
	0	1	0	1	806		Roster-Court Assignment
	1	0	1	2	808		Roster-Detail Assignment
	0	1	1	2	802		Roster-Officer Called in Sick
	0	0	4	4	804		Roster-Officer Injured
	1	0	5	6	803		Roster-Officer Went Home Sick
	366	362	358	1086	801		Roster-Shift Assignments
	1	0	0	1	807		Roster-Temporary Transfer
	2	6	15	23	901		Runaway (adult/child) *
	1	3	3	7	428		Safe Keeping Property
	2	9	150	161	004		Selectmans Papers Delivered
	0	1	1	2	11D	9	Sexual Force-Fondling Adult *
	1	1	0	2	11E	9	Sexual Force-Fondling Juvenile
	5	1	4	10	11A	9	Sexual Force-Rape *
	0	1	4	5	36C	9	Sexual Non Force-Assault Child
	1	3	4	8	36E	9	Sexual Non Force-Exposing
	0	1	1	2	36Z	9	Sexual Non force-Other
	1	7	0	8	152		Solicitors/Door-Door Salesman
	0	2	1	3	20S	9	Spills-Chemicals/Fuels
	0	1	0	1	28R		Stolen Prop-Firearms Recovered
	0	5	3	8	280		Stolen Prop-General *
	3	5	11	19	281		Stolen Prop-Recovered
	0	427	65	492	551		Summons Service
	334	123	265	722	151	9	Susp Activity-Motor Vehicle
	155	133	267	555	150	9	Susp Activity-Persons
	1	4	2	7	600	9	Threats-Bomb *
	5	25	41	71	601	9	Threats-Simple *
	6	12	20	38	602	9	Threats-to Kill
	0	1	0	1	450	9	Town bylaw-commons/Parks/plgyd
	0	1	1	2	452	9	Town Bylaw-Public Drinking
	0	1	0	1	432		Town Property Damaged
	4	7	6	17	813		Traffic Control Assignment
	19	66	58	143	178		Traffic Hazard
	67	17	48	132	426		Transport-Money/Persons
	6	109	9	124	436		Transport-Prisoner to Court
	0	5	3	8	90J		Trespass Real Property *
	117	249	249	615	290	9	Vandalism-Destruc/Damage Prop *
	2	4	7	13	553		Warrants-Attempt to Serve/Utl
	1	4	7	12	520	9	Weapons Law Violation *
	1	4	9	14	52B	9	Weapons-BB Gun Violation
	1	5	1	7	52H	9	Weapons-Illegal Hunting
	0	2	0	2	52T		Weapons-Improper Target Practice
	4	15	170	36	435	9	Wire Down
Totals	4063	5839	7260	17162			

1993

	ACCIDENTS				CITATIONS			
	ACC	INJURY	PED	FATAL	WARN	COMP	ARREST	TOTAL
Jan	53	20	1	0	89	127	11	227
Feb	56	17	1	0	73	141	1	215
Mar	58	19	0	1	83	112	8	203
Apr	38	21	1	0	61	130	8	199
May	29	13	0	0	105	197	8	310
Jun	40	20	0	1	85	141	6	232
Jul	42	16	1	0	138	276	17	431
Aug	41	19	0	0	155	278	16	419
Sep	60	22	1	1	224	391	15	630
Oct	48	11	0	0	138	333	18	489
Nov	50	15	0	1	128	264	2	394
Dec	65	16	0	2	120	166	6	292
Tot	580	209	5	6	1399	2556	116	4071

Parking Tickets Total 375

Michael A. Tammaro

PUBLIC LIBRARY

1993 was, by far, the most challenging year in many for the library. Successive years of budget cuts, coupled with increased demand and decreased buying power have taken their toll on our ability to serve the public to the level we have in the past. Following thirteen years of dramatic increases in circulation, totaling some 140% since 1980, we experienced a 5% decrease in 1993. A major factor in that decline was our decision to close the library for 10 days during FY '93 in order to balance the budget by furloughing all staff. This unprecedented move was viewed as the lesser of many evils as we struggled to maintain the quality of our services with a shrinking budget.

Despite the closure and the decline in circulation numbers, there are still many positive achievements to report this year as well. On average, 3,600 people used the library each week during 1993. We loaned 208,000 items and answered more than 37,800 reference and information inquires by phone and in person.

The library undertook an intensive planning process during '93 which resulted in a comprehensive 5 year plan entitled "Focus on the Future: A Five Year Plan". The process entailed conducting a detailed patron survey which identified more clearly what our users see as our primary roles in the community and how we can better meet their library needs. More than 900 responses were received, giving us a good cross section of our users from which to draw input. From that data, as well as, an analysis of our collections, our facility, our staff and our budget we were able to set goals and objectives that will be responsive to the community, as we develop library service over the next five years. A copy of the plan is available at the library, for those interested in viewing it.

We applied for and received a $10,000 Federal LSCA grant to expand and improve our collections and services to the Young Adult community and to the unemployed. The fruits of that grant will be evident during the Spring of 1994.

The Billerica Lions club continued its generous support for our Large Print and Books on Tape collections for our visually impaired users. In addition, this year, they have given us an additional donation to support the development of a collection of descriptive videos for the blind and sight-impaired. Those videos will be available in the next few months. Many thanks to the Lions for their continued commitment to the library.

Our Children's program has endured as one of our most successful efforts. Nearly 3,000 children ages 2 to 5 participated in 8 story hour sessions held each week. As in the past, the demand for this program exceeded our ability to meet the need. The summer reading theme "Sail on a Sea of Books", enticed 859 children and 61 young adults to read for more than 3,000 hours during July and August. Several reading incentive prizes, as well as, a host of special activities around the theme, contributed to a highly effective reading program for our youth. Other programs for children included a magician, storytellers, musical programs, a Dental Fair and toothbrush Swap and our Annual Ice Cream Sundae Night, sponsored by the Jr. Friends of the Library.

For adults, the library presented workshops and seminars on a variety of topics including How to Buy a PC, Retirement Planning, Getting Money for College and Money

Management for Women. Our Book Discussion Group continued to meet throughout '93 discussing a wide variety of titles from classics to contemporary novels.

All of these programs, both for children and adults were presented to the public free of charge.

The Friends of the Library maintained their support of the library in 1993 with two successful book sales and flea markets. The proceeds from these fundraisers purchased a Security System for the library, our membership passes to the Museum of Science, the Aquarium, the Children's Museum, the Museum of Fine Arts, the John F. Kennedy Museum, and Drumlin Farm. Additionally, the Friends acquired many new video and book on tape titles and provided funding to pay for entertainers for our Children's programs. Our sincere thanks go to our "Friends" for their dedication to library services.

Another faithful group of supporters were our volunteers. This dynamic group averaged 33 hours of work per week last year. There is simply no way that we could do all that we do without their valuable assistance. Kudos to all of them for giving their time so generously.

No group deserves more credit for our accomplishments in 1993 more than our staff. Their skill, hard work and sacrifice are what got us through this difficult year. Much thanks to each and every one of them for making the extra effort that resulted in quality library service, despite great odds.

Our final words of thanks go to our faithful and appreciative users whose patronage and encouragement make our work worthwhile.

We are hopeful that the worst is over and that a brighter financial picture will greet us in 1994. We look forward to implementing our plans for the best possible library service to the Billerica community.

Respectfully submitted,
Barbara A. Flaherty, Director
John Coyne, Chairman, Board of Library Trustees

DEPARTMENT OF PUBLIC WORKS

To the Honorable Board of Selectmen:

In 1993 the Department of Public Works continued in its attempt to provide adequate services to the townspeople of Billerica despite continuing fiscal constraints.

These services include maintenance of streets, water and sewer utilities, and the treatment of drinking water and the Town's waste water.

Record snow fall amounts were experienced in the winter of 1992/1993. Eighty-five inches fell which caused spending $496,000.00 which was well-above the $250,000.00 appropriated.

Rogers Street in North Billerica was reconstructed, including a new sidewalk and storm drainage structures.

The completion of the Allen Road reconstruction project has been delayed until Spring 1994. Additional retaining walls and the new sidewalk construction was postponed due to the relocation of utility poles.

Construction was completed in 1993 of the water treatment plant rehabilitation project with the conclusion of the work on the caustic room floor and replacement of windows in the building.

In the summer of 1993 an extraordinarily high concentration of manganese was found in the Concord River which caused a serious brown water condition in our water system throughout the summer months and into the Fall season. A consultant has been engaged to study potential solutions to mitigate this problem.

The construction of 6.5 miles of new lateral sewer mains has continued throughout 1993, with Contract 27. Areas in Pinehurst and East Billerica have been completed and are servicing customers in those areas.

The engineering for the Tower Farm Road/Boston Road intersection signalization construction was completed in 1993 and the Mass. Highway Department has advertised for the project for construction in Spring of 1994.

I would like to thank all Boards, Committees, and Town agencies for their cooperation in 1993, especially the Capital Improvements Advisory committee and the Billerica Plan for their continued interest in Department of Public Works related issues. Also, I would like to express my appreciation to all D.P.W. personnel including all Division Heads and Office Staff for their faithful service.

The following individual reports are submitted by Divisions within the Department of Public Works.

Respectfully submitted,
Richard A. Bento, P.E.
D.P.W. Director

ENGINEERING DIVISION

The Engineering Division was engaged in many reconstruction projects during 1993 in addition to our regular inspection services and standards enforcing for construction, not only for Town constructed projects, but also for Subdivisions and construction of "paper streets" in general.

During 1993 we were working on two major reconstruction projects: Allen Road, from Tower Farm Road to Baldwin Road, and Tower Farm Road. We also coordinated with Mosquito Control in the Glad Valley Drive Project.

Additionally, we provided inspection services for the Planning board in the construction of several subdivisions, provided inspection services for the construction of many paper streets, and provided the usual services to the public and consultants including: copies of maps, bench mark information, sewer stubs locations, etc.

Respectfully submitted,
John G. Sanchez, P.E.Town Eng

HIGHWAY DIVISION

During 1993, the Highway Division strived to provide necessary services despite budget cuts.

The use of overtime has been heavy due to winter icing caused by freezing rain which as been a large problem so far this season. Calls for service come from the Police Department, Fire Department, or the Department of Public Works (two Treatment Plants, Water and Sewer) for sanding requests which sometimes, due to inadequate personnel, cannot be completed in a normal day. It is very difficult to manage the problems in a Town this size with a Department less than half-staffed. Since Proposition 2, the number of employees in the Division is 16, including Supervisors. This Division should be 32 employees strong to handle 1,100 plus streets; maintain, gravel and grade, drainage, drainage repairs, cleaning of catch basins, cleaning of brooks and culverts, road resurfacing, road sweeping, cutting shoulders, patching repairs, traffic lights, signage, curbing, and guard rails. Catch basins were cleaned in most areas and culverts that needed attention were checked and cleaned. Drainage and catch basin repairs were made on many streets.

The Highway Division was responsible for the following work performed during 1993:

1. Drainage Projects:

Manning Road	Avondale Avenue
Allen Road	Rangeway Road
Andover Road	Floyd Street

2. Cleaned over 675 catch basins
3. Painted all crosswalks and traffic lines
4. Painted several traffic arrows and islands for directions.
5. Dredged several storm water channels
6. Carried out street sweeping operations for 8 months
7. Participated in recycling program
8. Managed townwide waste oil collection program
9. Continued a guardrail program.

The Division also assists the Police Department, Fire Department, and Civil Defense in emergencies; also picks up rubbish illegally discarded and to slow the illegal duping the Division has blocked off more areas of Town, i.e.: Old Middlesex Turnpike and Elsie Avenue, Albion Road and McClellan Way.

Other routine work performed included catch basin repairs, road patching, storm pipe cleaning, road grading, and snow plowing.

Cooperative efforts were achieved with the Billerica Plan for Green-Up Day, and the Recycling committee for the recycling program, which were both successful programs.

The Motor Equipment repair section of the Highway Division has performed exceptionally well in keeping the D.P.W. equipment and vehicle fleet in working order. Increased pressure has been placed on this section due to the aging condition of many of the fleet's vehicles.

The Highway Division is continuing its own asphalt resurfacing and patching program and is still patching the excavation sites for the Water Division.

Through an aggressive street opening permit process we are able to protect the integrity of our roads and through Chapter 90, Bicknell Road, Rogers Street, Tower Farm road, springs road, part of allen Road and part of Rangeway Road were paved. Many streets were also paved through the Town sewer program.

Personnel strength was affected by the retirements of Charles Todd and Donald Gullage, and the shifting of many positions.

The Highway Division's clerical position is involved in the Town budget, bid process, processing invoices through the Town's new computer system for payment to vendors; maintaining snowplow contractors' call list and processing payment to them; dispatching; ordering of sand, salt, hot top, etc.; keeping records on all incoming calls and answering residents' questions and logging their complaints.

I wish to thank all the members of the Highway Division including the Foreman and office staff; also, all other Division Heads and other Town Departments.

Respectfully submitted,
David McLaughlin,

WASTEWATER DIVISION

During 1993, the Letchworth Ave. Wastewater Treatment Facility continued to operate within its NPDES requirements, providing a quality effluent to the Concord River. Effectively recycling its biosolids (sludge) through the composting operation into an exceptional quality material, which can be used by landscapers, top soil dealers, garden centers, and nurseries, along with the local homeowners for their own beneficial use.

The composting operation has developed from an operational and neighborhood nightmare into something that is both beneficial to the environment and to the community. The wood ash pilot program that was started in November 1992, has been very successful with controlling the odors. We were able to operate the entire year (1993) with no odor problems or complaints. The final compost product has been classified as a Type I by the E.P.A. and the D.E.P. (MA.) We are developing a marketing program to distribute the compost through the D.P.W. and with some assistance from our wood ash broker.

Construction for Contract 27 (sewer collection system) began in May 1993 with seven (7) miles of sewer lines scheduled to be installed and completed by August 1994. The cost of this project was bid at $2,664 million dollars and awarded to Roads Corporation. During 1993 the Division issued 416 residential permits and one (1) commercial permit to be connected to the town's sewer system.

The treatment plant average daily flow on a monthly basis for 1993 was:

Jan.	2,598	July	1,726
Feb.	2,445	Aug.	1.773
Mar.	3,175	Sept.	1,882
April	5,215 -heavy rains/flooding	Oct.	2,045
May	2,538	Nov.	2,283
June	1,935	Dec.	2,952

Average daily flow for the year 2,547 million gal/day. (flow represents million gal/day)

There are over 150 miles of sewer in Town, along with eighteen (18) pumping stations that move the wastewater to the Letchworth Ave. Facility. A small percentage of the flow is industrial waste which is regulated and monitored by our Pre-treatment program.

The most significant activity concerning pre-treatment in 1993 involved the initiation of a local limits program for the town of Billerica. In July, a two week comprehensive sampling program began in order that the Town could establish a technically based local limits program for the discharging of pollutants into the sewer system. Once final approval is received from EPA, these changes will be incorporated into the town's Sewer Use Rules and Regulations.

During 1993, all required inspections and sampling were undertaken. Initial visits were made at twenty-two facilities throughout Billerica. Four (4) notices of violation were sent to Industries in violation of their discharge permits, and two (2) fines totalling Twenty-Five Hundred Dollars ($2,500.00) were assessed.

I would like to thank all the Wastewater Treatment Plant Personnel for all their help in the past year, along with all other D.P.W. Divisions.

Respectfully submitted,
Arthur Malcuit, H.T.P.O.

TREE AND PARK DIVISIONS

Maintenance activities in the Tree division in 1993 consisted of grass cutting, fertilizing on all playgrounds, squares, and the Common, and the removal of 75 dead or hazardous trees. This Division maintains approximately 55 acres of land, including:

(1)	football field	(9)	ballfields
(1)	practice field	(9)	tennis courts
(50)	Veterans Squares	Viet Nam Park	
Kids Konnection Tot Park			

The Park and Tree Division assisted contractors in most of the month of November preparing the Common for the town's annual lighting ceremony. This has become a tremendous success with over 500 people in attendance this year.

On behalf of this Division and its employees, I would like to thank the various Town Departments, D.P.W. Divisions, the garden Club, residents, and business owners of Billerica for their continuing cooperation in once again making this event such a wonderful success and also for their assistance during the past year.

Respectfully submitted,
Neville A. Rivet, Supt.
Tree & Park Division

WATER DIVISION

During 1992, 1.6 billion gallons of water were pumped from the Treatment Plant to the Distribution System. The maximum day occurred on July 7th with 8.7 million gallons being pumped; the average day was 4.4 million gallons.

With the replacement of the caustic Pit Floor, the Treatment Plant Rehabilitation was completed. While the caustic Pit Floor was out, the treatment plant staff added additional baffles to the clearwell to improve the chlorine contact time. A tracer study will be done in 1994 to document the contact time.

Due to the high level of manganese the flushing program was extended to 14 nights between November 9th and December 14th. The flushing did appear to provide considerable relief from the brown water.

Ten hydrants were replaced. One of these had a gate valve added to the feed line.

Respectfully submitted,
John McGovern
Water Superintendent

RECREATION COMMISSION

The Recreation Department continually strives to make available a wide variety of activities and opportunities for the citizens of Billerica. These recreational offerings range from pre-school programs for the very young to week-end trips which are popular with adults of all ages. Director Joe Higgins and his staff take justifiable pride in the quality of these programs and endeavor to enhance the programs in an ongoing effort to provide our residents with interesting and rewarding recreational activities.

We continue to work toward full permitting of all fields and facilities in our drive for multi-purpose year round recreation. Consistent with this goal, we also maintain routine inspections on fields and playgrounds for playability and safety. In these times of fiscal restraint and fully cognizant of the liabilities of unsafe facilities, we have had to rely more and more on friend's groups such as "Billerica Recreation for All, Inc." and youth sports organizations to assume an ever increasing and disproportionate share of the financial responsibility for maintaining playgrounds and fields.

A continuing goal of the Recreation Commission is to identify and secure a permanent facility in which the Recreation Department can plan and offer low cost year round programs. Toward this end, we have been actively pursuing permissions to reopen and refurbish the old police station into a recreational center.

Over this past year, as we have over prior years, the Recreation Department has made over one hundred activities and trips available for citizens of all ages. Many of these programs, such as the summer parks, the beach, special needs summer camp and several trips, experienced their best years in terms of accomplishment sand quality. Some of the more significant happenings of this year include:

Yankee Doodle Homecoming: The Recreation department takes particular pride in its continuing efforts in organizing and participating in the third annual Yankee Doodle Homecoming. It was a "town - wide Community-spirited" event concluding with the spectacular fire works display on Sunday evening. The scope of the town-wide participation included:

Fraternal Organizations donating facilities for dancing and eating;

Churches holding open houses and community suppers;

School dances, parade floats, marching units and school based events;

Community organizations and youth sports groups running demonstrations, activities and concession stands; and

Businesses and organizations through their financial generosity helping to sponsor the many events and activities.

While many people and organizations can take pride in and deserve thanks for their efforts in this event, special recognition for its success has to go to the various Town departments whose members volunteered their time and expertise prior to and over the weekend to perform many of the functions necessary to support the "Homecoming". These departments include the Board of Health, Fire, Police, Public Works, School and Shawsheen Tech.

Breakfast with Santa: This breakfast was co-sponsored by Billerica Recreation for All with the proceeds going to support recreational programs and the Kids' Konnection playground. In addition to the hot breakfast of pancakes, sausages and eggs, each child had balloons, face painting and a photo with Santa. Nearly 400 youngsters had their pictures taken with Santa. Special thanks for the success of this event must be given to the Irish American Club for donating the use of their facility, the dance band "Memories" for both music and patter, and of course Mr. and Mrs. S. Claus.

Santa Claus Calling: An annual event where several volunteers spend their time on the phone calling youngsters whose parents have requested a call from the North Pole. Using information given to them by the parents, Santa is able to amaze and excite the children.

Health and Recreation day: The second annual Health and Recreation day co-sponsored by local health groups, recreation/community organizations, The Billerica Plan and the Recreation Department was held in May. This event featured displays, demonstrations, health screening and information which were made available to the public by the participating health, recreation and community groups.

Easter Egg Hunt: Our second annual Easter Egg Hunt was held at the Irish American club with the eggs hidden on the Vining field. Over 150 children, ages 2 and up, participated in the festivities and had their pictures taken with the Easter Bunny.

Hershey Track and field Meet: This meet, held annually by this department for the youth of Billerica, has traditionally been one of the largest local meets in the state and this year was once again one of the largest in the country with nearly 300 entrants.

Our Winter program featured Indoor Lacrosse, Indoor Soccer, Baseball Dome Ball, Floor Hockey, Gymnastics programs and "Kid's Club" a pre-school program.

Micozzi Beach Day: A day of games and events at the beach open to all residents of Billerica. One of the more popular events was the opportunity to make your own ice cream sundaes.

Father & Son Golf Tournament: The third annual "Dog Day Golf Tourney", co-sponsored with the Boys and girls club was held in August the Billerica Country Club. The number of enthusiastic pairs teeing off in the second installment of this tournament once again made it an unqualified success ensuring a continuation of this event.

NYSCA: Under the auspices of the National Youth Sports Coaches Association, the Recreation department offers certification and training to all youth sports coaches. These clinics continue to offer new and innovative aspects of coaching for volunteers. We are fortunate that our youth organizations are very supportive of this program. For the last couple of years, Billerica has certified more coaches than any other town in our district and has become the NYSCA District office for this part of the state. In addition, we were honored when the NYSCA chose a member of the Billerica Recreation Commission as one of seven individuals nationally to be recognized as "Youth Sport Leader of the Year".

The special needs recreational program is developed to provide relevant and entertaining activities. Included in these are an expanded after school program on Tuesdays, Wednesdays, & Thursdays, a continuing effort to "mainstream these children into recreational programs with other children, and "Camp Superstars". This past year, the Elks once again donated a $1,000 cookout with awards and a DJ for these special needs participants.

The Recreation Department in its efforts to continually improve and enhance the quality of community resources has several major projects under consideration including: the revitalization of the old police station; the preservation of open lands for recreational use; turning old rail-road track beds into jogging/bicycle paths; and the continued development of new and innovative programs.

The Recreation Commission would like to express its thanks to the Parks, School and Water Departments for their continued cooperation, Arts Council and Elks for their monetary support, and most of all to the many volunteers that make all of these programs not only possible but unquestionable successes.

Respectfully submitted,
Donald R. Donati, Chairman
Dan Barnhart, Vice Chairman
Margaret Hannon-Rizza, Secretary
Richard Boutwell, Co-Liason Officer
Addie Finley, Co-Liason Officer
Members:
John Bartlett
Sal Cognata
John Colbert
Tony DiFraia
Linda Meyer
Terri Veneziar

RECYCLING COMMITTEE

January 4, 1993 started the curbside recycling program. We continue to increase our recyclable weights as the months go by, for instance, in 1992 at the S.P.W. dropoff, we averaged 292,445 lbs. per month for a total of 3,509,348 lbs. of recyclable for the year 1993. This shows the townspeople want to save the environment, taxes, and the Town's future for our children. We continue to have the dropoff at the D.P.W. every 3rd Saturday of the month for tires, batteries, six pack rings, motor oil and returnables. A total of 792 tires and 280 batteries were collected in 1993.

At no cost to the Town, the recycling calendars for 1994 were included in the tax bill envelopes. We have purchased more recyclable bins, however we will have to start charging $2.00 per bin to cover the cost. Through a state grant we received a thirty yard roll off container. The container is stored at the D.P.W. and is used for storage of our monthly dropoff recyclable. We continue to play host to surrounding towns recyclable committees. We meet approximately six times per year to exchange ideas. We plan to take orders for compost bins, to be available in the Spring. There were 893 permits issued by the Board of Health for various white goods picked up this year by B.F.I.

Leaf pickup will be in May and November 1994.

Hazardous waste dropoff will be on October 15, 1994.

Respectfully submitted,
Arthur L. Doyle, Chairman
Members: Diane Bone, Jack Morris, Peter Kennedy, Janine Corsano, David McLaughlin, Jacqui Gurney, Maureen Sullivan & Cindy Payne

BOARD OF REGISTRARS

To the Honorable Board of Selectmen and the Town Administrator:

The Board of Registrars submits the following as its report for the year 1993.

The number of registered voters on file for 1993 was 19,828 and by precincts the numbers were as follows:

Precinct 1	2,023
Precinct 2	2,047
Precinct 3	1,941
Precinct 4	1,923
Precinct 5	2,057
Precinct 6	1,949
Precinct 7	2,042
Precinct 8	1,824
Precinct 9	1,905
Precinct 10	2,117

This was a decrease of 527 voters from 1992 which is typical for a non-presidential election year. Voters move from Town and many new residents do not always take advantage of registering to vote until a presidential election year.

As in past years, the Annual Town and School Census was conducted by mail. 12,680 Census forms were mailed during the first week in January. We experienced about 94% return. It is extremely important that residents return their census promptly. This information is the basis for State Aid, School Reimbursement monies, establishing residency for in-state college tuition, gun permits, public housing, tax abatements, public service planning and school enrollment projections. We appreciate the cooperation of those residents who replied promptly. Some residents still take offense to the statement which appears on the outer envelope, "WARNING:" Failure to respond to this mailing may result in removal from the voting list." This wording is mandated by Mass. General Laws, Chapter 55, Section 7 and must be included.

During 1993, one election was held, the Town Election on April 3, 1993. Four Special Voter Registration sessions were held prior to the election.

The passage of Senate Bill #1824, known as the "VOTER MOTOR BILL" in the late hours of the 1993 Legislative Session and the subsequent endorsement by Governor Weld made some dramatic changes in the Voter Registration and voting process.

Implementation of the new legislation will go into effect on July 1, 1994. It will take patience, determination and cooperation of all parties involved to implement this new bill. At the 1993 Annual Spring Town Meeting, funds were appropriated to enter into a lease/purchase agreement to replace the antiquated voting equipment. Presently, we are accepting bids and we should have the new machines in place for the 1994 Town Election.

Joseph M. Burke, Jr. was reappointed to a three-year term on the Board of Registrars. This appointment runs through March 31, 1995. Donald Lovegrove continued to serve as Chairman of the Board.

The Board of Registrars extends its thanks to Jeannette Rohnstock and Lorraine Balboni, Senior Clerks in the Registrars' Office for their dedication and hard work. Because of them, the office runs smoothly and efficiently. It is a pleasure to work with them.

Respectfully submitted:
The Board of Registrars
Donald H. Lovegrove, Chairman
John C. Conway
Joseph M. Burke, Jr.
Shirley E. Schult, CMC, CMMC,
Town Clerk

RESIDENTS' WORK LAW COMMITTEE

On July 12, 1993, the first organizational meeting for this committee was held. There have been two more regular meetings of this committee that have begun to show progress toward the enactment of intent of this law to the benefit of Billerica residents. As this committee has only recently begun to function as such, we look forward to a productive and worthwhile year ahead.

Thank you

RULES COMMITTEE

To the Honorable Board of Selectmen

Gentlemen:

The Rules Committee had a busy and productive year. In June the Committee welcomed new members:

Larry Norman, Ralph McDonald, and Linda Deprofio. The Committee elected Dorothy Callihan, Chairman; Bernie Duggan, Vice-Chairman; and Pat Rossetti, Secretary.

During the year, the Committee reviewed warrant articles for both Spring and Fall Town Meetings, plus articles submitted for Special Town Meetings.

The Rules Committee successfully sponsored a By-Law for the 1993 Spring Town Meeting and initiated an amendment to the Town Charter for the 1993 Fall Town Meeting-Special Warrant.

In October, the Committee welcomed re-elected member, Rino Moriconi.

The Rules Committee is available to review any future warrant articles.

Respectfully submitted,

Dorothy Callihan, Chairman
Bernard Duggan, Vice-Chairman
Patricia Rossetti, Secretary
George Cronin, Member
Oren Hunt, Member
Robert Killeen, Member
Lawrence Norman, Member
Linda Deprofio, Member
Ralph McDonald, Member
Rino Moriconi, Member

REPORT OF THE BILLERICA PUBLIC SCHOOLS

In June of 1993, the Commonwealth of Massachusetts enacted a sweeping Educational Reform Law. This law will have profound effects upon the Billerica Public Schools.

HIGHLIGHTS OF THE EDUCATIONAL REFORM LAW

Measurable Standards

The bill creates high academic standards which detail what our children should know to compete, curriculum frameworks to guide educators in teaching the standards and advanced performance based assessments to determine if our children are meeting our lofty goals. Standards will be set in core subject areas of learning, including math, science, and technology, English, foreign languages, social studies and history, and the arts. Students will be held accountable for performance and will be given specific targets to achieve: a determination of competency, a certificate of mastery, and a certificate of occupational proficiency.

Elimination of Tenure for Teacher

With the passage of the bill, teachers will be hired on merit and held accountable for high performance. The present tenure law is eliminated and replaced with a streamlined, inexpensive and expeditious system of arbitration of dismissals before an impartial third party. The standard of review for teachers is "just cause", while the standard of review for principals is "good cause". This system strikes the appropriate balance between the overriding interest of students not to be subjected to incompetent teachers and the significant interest of teachers in fundamental fairness. With these protections in place, educators will be free to pursue innovative and creative approaches to teaching without fear of reprisal.

Early Retirement

Senior Teachers will be allowed to retire early with dignity, allowing school districts to hire new, younger teachers.

Professional Development

Crucial to the success of this package in setting high standards for student performance, is high quality professional development for teachers and principals, so that they may become agents of real change. This bill provides substantial State money for school districts, so that all educators in the system may receive continued professional development.

Attracting Excellence

High quality teachers will be recruited with a State loan repayment program. Eligible candidates will have demonstrated excellence through course work in higher education.

Principals

Principals will be put in charge of their schools with the elimination of School Committee hiring and firing. With increased managerial powers over the day to day operation of their schools, principals will be held accountable for performance. Principals are prohibited from engaging in Collective Bargaining, but are allowed to negotiate individual employment contracts.

School and Student Accountability

School Councils will be created to allow parents, teachers, and community members to have a voice in the day to day operations of the schools. Schools and school districts that consistently under perform will be given a probationary period to improve. Chronically under-performing schools and school districts will be placed into educational receivership. Finally students will be held to strict disciplinary standards, including expulsion by principals for truly egregious forms of misbehavior such as assault on teachers or possession of lethal weapons or drugs on the school premises.

The Foundation Budget

The law completely overhauls the way schools are financed in the Commonwealth, doubling the State contribution to education funding over the next seven years.

To address the gross inequalities of educational opportunity offered from the community to all students, regardless of where they live, will be guaranteed at least a "foundation budget" level of spending of approximately $5,500 per student. The foundation amount will vary based on the particular characteristics of each school district, so that schools faced with challenging education problems will have minimum per pupil expenditures well in excess of $6,000.

Student Enrollment

The projected enrollment for the Billerica Public Schools shows an increase from the period 1992-1993 to 1998-1999. The areas of increase are both the elementary and middle schools. The High School population appears to remain stable during this period. From 1992-1993 and 1998-1999, the elementary population will increase a total of 4.3% and the middle school will increase a total of 6.4%.

This population growth means the space shortages at the elementary schools will continue and become more acute. The elementary schools do not have adequate space for art, music, libraries, and computer laboratories now and with an increased number of students will not in the next five years.

The implication of the increased elementary population upon the middle schools is based upon the natural premise that elementary children grow to become middle school students. This increased population is a further reason for the need to keep open both the Locke and Marshall Middle Schools.

Student Enrollment

Year	Total
1992-1993	6,086
1993-1994	6,109
1994-1995	6,256
1995-1996	6,300
1996-1997	6,307
1997-1998	6,346
1998-1999	6,387

Retirements

Administrators

Joseph Giunta-36 years
William Alcott-33 years
Roger Samson-36 years

Teachers

Patricia Gill-29 years
Noreen Mullins-20 years
James Roach-27 years
Donald Clancy-38 years
Beverly Ryan-26 years

Clerks

Edith Fee-22 years
June Barbour-25 years
Lorraine Meeker-26 years
Carole Parrella-23 years
Margaret Metivier-20 years
Edith Jenkins-16 years

Custodians

Robert Haynes-20 years
Joseph Holey-21 years
George O'Rourke-18 years
Walter Coakley-20 years
Robert Crockett-28 years
Merle True-28 years
Effie Sousa-10 years

Maintenance

Louis Ciccotelli-28 years
Donald Hamilton-31 years

Cafeteria

Gertrude Newfell-27 years
Anna Stimpson-7 years

School Committee

Maureen Collins-Rea Chairperson	Term Expires 1995
Mr. Thomas Galligani Vice Chairman	Term Expires 1996
Mr. Robert Keough Secretary	Term Expires 1994
Mr. Cosmo Cavichhio	Term Expires 1996
Mr. Lawrence Grey	Term Expires 1995

SUPERINTENDENT OF SCHOOLS
Dr. Robert J. Calabrese

ASSISTANT SUPERINTENDENT
Business Affairs
Mr. Jerry A. Houghton

ASSISTANT SUPERINTENDENT
Instruction
Dr. John S. Katsoulis

TRANSPORTATION SUPERVISOR
Mr. John D. McKenna

GENERAL ANNOUNCEMENTS

NO SCHOOL ANNOUNCEMENTS

When it becomes necessary to close schools, or delay opening of schools because of inclement weather, the announcements will be carried on WBZ-1030, WEEI-590, WMEX-1150, WRKO-680, WHDH-850, radio in Boston; WLLH-1400 AM, WCAP-980, radio locally; WNEV-TV, Channel 7 on television.

These announcements will be made as soon as possible, but normally between the hours of 6:00 and 7:00 AM. Under no conditions should parents call the Fire or Police Stations. This ties up the lines and could cause a serious problem in case of an emergency.

Pupils are sometimes sent home early from school because of an emergency. Parents should make arrangements with friends or neighbors and give instructions to their children.

ENTRANCE AGE:

For admission to the Kindergarten a child must be five (5) years old on or before September 1 of that year. A birth certificate is required of all pupils unless their parents were residents of Billerica at the time of the child's birth.

EMPLOYMENT CERTIFICATES:

Employment certificates (working cards) are issued at Billerica Memorial High School, New Addition, Principal's Office. Application must be made in person and a birth or baptismal certificate must be presented.

BILLERICA PUBLIC SCHOOLS
365 BOSTON ROAD
BILLERICA, MA 01821
TELEPHONE: (508-436-9300)

SHAWSHEEN VALLEY REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT

Elected representative of the Regional School Committee are: Anthony R. Mazzone and Mark Trifiro from Bedford; Kenneth L. Buffum, Vice Chairman, and Bernard F. Hoar, Secretary, from Billerica; John P. Miller, Chairman, and Alfred Verrier from Burlington; Richard E. Griffin and J. Peter Downing, Treasurer, from Tewksbury; and John M. Gillis and Michael Smith from Wilmington.

As one of twenty-five regional vocational technical school districts in the Commonwealth of Massachusetts, Shawsheen Valley Technical continued to offer comprehensive vocational/technical education for approximately one thousand forty seven high school students and sixty full-time adults. In addition, five hundred adults participated in the part-time Adult Education program; and over two hundred junior high school students participated in the after school Career Education program

Upon graduation, full-time students receive both a comprehensive academic high school diploma and competency certification in their chosen technical discipline. Over ninety-six percent of the June 1991 graduates either acquired jobs within their skilled professions or pursued higher education at various colleges. Chris Botte of Wilmington, an electrical major and the class valedictorian, was selected as one of the top ten vocational students in the United States and awarded a full scholarship to Suffolk University. Thirty one percent of Shawsheen's 1993 graduating class went to college. Shawsheen Valley Technical's graduation placement statistics were amongst the highest among the state's Regional Vocational Technical High Schools.

Consistent with the requirements of the recent Educational Reform Legislation, Shawsheen formed, in September 1993, its School Council. Members include: Assistant Superintendent-Director Robert Cunningham, Parents William Bulens and Jean Glejzer of Billerica, Cosmo Ciccariello of Burlington, Community Member Robert Pease of Pease Graphics of Billerica, Teachers Roger Bourgeois and Robert Kanellas, Student Representatives Shauna Welch of Tewksbury, and Katie Trevision of Wilmington.The School committee is deeply indebted to the continued contributions of the three hundred area businessmen who serve on Shawsheen Valley Technical's Advisory Committees. Advisory committee members meet twice each year to monitor technical programs guaranteeing curriculum and equipment are up to date while insuring graduating students acquire skills to meet the needs of local businesses.

Many activities took place during 1993 which deserve special recognition:

• The increase of 42 students in the Freshmen class for September 1993 translates to a 15.5% increase over the previous Freshmen class. Overall, school enrollment increased approximately 4% over the previous year. For the first time in several years, Shawsheen has reestablished its waiting list process for ninth grade openings consistent with the policies established by the School Committee.

• In the fall of 1993, 31.4% of the senior class were already employed in co-operative work positions with area businesses.

• The number of students participating in the Peer Leadership Program doubled over the previous year. Peer Leaders provided tutoring and training for fellow students and actively participated in many worthwhile community events including: a feeding program for the homeless project with the Middlesex Shelter; a Christmas memorial ornamentation program with the American Cancer society; and a welcoming breakfast program for incoming Shawsheen students.

• Shawsheen Valley Technical will continue Project Freedom, an after school program allowing two hundred junior high school students the opportunity to explore six technology programs. This program is funded from a grant from the Massachusetts Department of Education Division of Occupational Education.

• Shawsheen enhanced its participation as an active member of the Merrimack Valley Occupational and tech-Prep Educators Collaborative. MVOTEC is headquartered at Shawsheen. This nationally recognized program builds bridges from one educational institution to the next for students matriculating to college. Shawsheen is a partner with other area vocational technical schools and has developed Articulation Agreements with Merrimack college, Middlesex Community College, and Norther Essex Community college. Shawsheen students receive credit for courses taken during their junior and senior year of high school toward a college degree. Over 157 present Shawsheen Technical students are actively enrolled in this Tech-Prep program.

• Shawsheen Valley celebrated its third year adult Medical Coding program. Students, ranging from 22 to 60 years of age, receive training in medical terminology, anatomy, accounting, computers, and medical coding. The graduating class of 1993 received 100% employment at Lahey Clinic, Harvard Community Health, Winchester Hospital, and local doctor's offices. This ten month full-time program is funded by a grant received from Massachusetts

Department of Medical Security. Businesses interested in establishing needed training programs or adults who are either unemployed or underemployed should call Mr. John McDermott, Assistant Superintendent director for Community Services at (508) 667-2111 for additional information.

• Over two hundred and fifty students participated in the Vocational Industrial clubs of America yearly district, state, and national competitions. Many Shawsheen Valley Technical students received state awards while seven students participated in the national VICA competition held in June in Louisville, Kentucky.

• The District wads selected by the Department of Education to develop a state wide model ninth grade Exploratory Program. The $60,000 grant allowed educators throughout Massachusetts to develop a model exploratory curriculum under the leadership of Mark Small, Shawsheen's Freshman Guidance coordinator. During their freshman year, students learn about and explore the many occupations available to them enabling them to make informed decisions on career opportunities.

• In May of 1993, The Town of Burlington honored staff and students in Shawsheen's construction departments for significant improvements made at Simonds Park in Burlington. Improvements included: enlarging the concessions building; expanding lavatory facilities; ceramic tiling of floors; and remodeling the kitchens. The work was performed by the carpentry, masonry, electrical, and plumbing departments.

• Other community projects completed by Shawsheen Valley Technical Departments included: Culinary Arts students catering a retirement brunch for honored Billerica municipal retirees; Carpentry students building and installing shelving at the Billerica Public Library; Plumbing students installing hook-ups at the Burlington Fire Department headquarters; Metal Fabrication students fabricating radiator covers for the Tewksbury Town Hall and constructing eight goal posts for use by the Billerica Youth Soccer League; Carpentry students rebuilding and remodeling areas in the Wilmington Police Department headquarters; Masonry and Plumbing students renovating the music/auditorium at the Lane School in Bedford into a regular classroom; Graphic Arts students printing various reports for local school and municipal departments; and Carpentry Students renovating the operations room at the Burlington Police Department. Shawsheen Valley Technical staff and students supported Billerica's Annual Yankee Doodle Parade and Homecoming by constructing various booths and signs. These and other community projects were completed as Shawsheen Valley Technical Students began constructing a three-level garrison colonial home with a two car garage in Andover Heights in Wilmington. Citizens who wish to have a home built by Shawsheen students may participate in the annual House Building Project Lottery. Please contact Mr. Anthony Bazziontti, Director of Vocational Technical Programs, at (508) 667-2111 extension 143 for eligibility requirements.

• Over three hundred students participated in the district co-ed interscholastic athletic programs Commonwealth Conference. Titles were won by the football, wrestling, and boy' basketball teams. Albert Belanger of Billerica was a State finalist in the 125 pound wrestlers division. David Smith of Bedford was awarded a full football scholarship to Northeastern University.

The aforementioned highlights provide a snapshot of the dynamic programs offered member communities and citizens by the imaginative professional staff employed at Shawsheen Valley Technical. The elected School Committee Members remain committed to adequately prepare area youth for excellent employment opportunities for the twenty-first century.

Prospective students and residents are urged to contact the school's Guidance Department at (508) 667-2111 for additional information regarding the various career programs offered to area residents.

The District's continued success is a direct result of the support received from Town Administrators, Boards of Selectmen, Finance committees, Town Meeting Members, and Citizens. We very much appreciate their cooperation and support.

SEWER EXTENSION COMMISSIONERS

To the Honorable Board of Selectmen

Gentlemen:

The Sewer Extension Committee hereby submits its 1993 Annual Report to the town.

The Sewer Extension Committee is composed of five (5) members, who are appointed by the Town Administrator, Robert A. Mercier.

The members are:

Mr. John F. Gray, Jr.	Chairman
Mr. Edward F. Ricarte	Vice-Chairman
Mr. Paul A. Odierno	Secretary
Mr. William A. Cooke	Member
Mr. Richard Vergato	Member

This committee has the sole responsibility of planning and directing all of the town's lateral sewers.

The Sewer Extension Committee held several public hearings during the year of 1993. Discussions were held in regards to funding and future planning of the town's sewer system.

The Town of Billerica just competed all the engineering and construction on Contract 27 of lateral sewers in the town. The design and engineering work is completed.

At the end of Contract 27 the town will be an estimated 63% (99) miles sewered with an estimated 70 miles to be completed in the future. At present the Sewer Extension Committee is examining all options in regards to future funding of the town lateral sewers. The Sewer Extensions Committee has and always will be dedicated to sewering the entire Town of Billerica. The committee has not given up on the sewer program. We want the program to continue, even if it is a small portion of the town that will receive a sewer every year.

At present the Sewer Extension Committee will allow anyone, who is building a new home, to extend the town sewer line to their new home providing that they sewer one (1) existing home. If the builder is unable to sewer one (1) existing home, he must meet with the Director of Public Works in order to correct a sewer problem in town, as consideration to allow him to tie into the town sewer system. If the new home is disposing of 330 gallons of sewerage into the town sewer system, then he must fix or replace any sewer problem that is equivalent to the 300 gallons of sewerage that is being disposed of into the system. We are basically looking for a one to one (1-1) ratio. Building one new house and correct one existing house. To date this policy has been applied and working very well with the builders.

The Sewer Extensions Committee wishes they could sewer the whole Town of Billerica for all the residents. The main goal of the committee is to improve the quality of health for the residents of Billerica.

The Sewer Extension Committee would like to express our gratitude to our clerk, Brenda Boutin, and to thank her for her high level of professionalism she has demonstrated during the year.

We would very much like to thank Mr. Richard A. Bento, Director of the Department of Public Works, the Board of Health and its Director, Jack Morris for their excellent cooperation and dedication.

Respectfully submitted,

John F. Gray, Jr., Chairman
Edward F. Ricarte, Vice-Chairman
Paul A. Odierno, Secretary
William A. Cooke
Richard Vergato

STREET ACCEPTANCE AND DISCONTINUANCE COMMITTEE

The Street Acceptance and Discontinuance Committee submits the following report for 1993. The committee met five times and held two public hearings. The results of the Spring and Fall Town Meetings votes were as follows:

Spring Town Meeting
To Discontinue
Gatescliff Road Dismissed
Blackwood Avenue Dismissed

Fall Town Meeting
To Accept
Anthony Lane Accepted
Duby Drive Accepted
Judy Street Accepted

To Discontinue
Two sections of Treble Cove Road Discontinued

Respectfully submitted,

Arthur L. Doyle, Chairman
Members:
Ruthanne Bossi
Peter Kennedy
John Sanchez
Cathy Fleurant

LOWELL REGIONAL TRANSIT AUTHORITY

The Lowell Regional Transit Authority helps to finance regular fixed route bus service between Billerica and Lowell and commuter rail service between the North Billerica Station and North Station in Boston. Special service providing transportation for Billerica's disabled residents and senior citizens is also available via the LRTA's Road Runner Dial-A-Ride service.

The regular fixed route bus service operates Monday through Friday with the first bus leaving Billerica for Lowell at 7:00 a.m. and the last bus leaving Lowell for Billerica at 5:15 p.m. There are five (5) round trips per day and two (2) one-way trips (8:45 a.m. and 5:15 p.m.) from downtown Lowell to Billerica. Fares are fifty (.50) cents within Billerica and eighty-five (.85) cents between Lowell and Billerica. Senior citizens and the disabled pay half fare. The LRTA "PASSPORT" is available to Billerica residents which, for twenty-five ($25.00) dollars, entitles the bearer to travel on all LRTA bus service routes and the MVRTA's Lowell to Lawrence route as well. The South Lowell bus route (#03) extension to the North Billerica a one-way fare of sixty cents. Billerica's total fixed route ridership was 12,150 in 1993. This represents a 6% increase in ridership when compared with the previous year's total of 11,439.

The fixed route bus service is provided by LoLaw Transit Management, Inc. under contract to the LRTA. For full information regarding the regular bus route service, residents should call 452-6161.

The Road Runner Dial-A-Ride bus service continues to operate accommodating many trip purposes including work, medical, shopping, recreational and social. The Road Runner service operates from 6:30 a.m. to 5:30 p.m. on weekdays and from 8:00 a.m. to 5:00 p.m. on Saturdays with a 24 hour call-in-advance notice needed to arrange trips. Service is available to Billerica residents over 60 years of age and individuals of any age with a permanent or temporary disability. One way fares are fifty (.50) cents within Billerica and eighty (80) cents to Chelmsford on Mondays; to Lowell on Tuesdays; and to Burlington on Fridays. Medical trips to Boston are available Tuesday through Friday and are open to all residents regardless of age. The one way fare is $2.50. Medical trips are also available on Wednesdays into Tewksbury. The one way fare is eighty (80) cents. Service is also provided to the Billerica Council on Aging's activities and to their daily lunch program. Ridership for the Road Runner service was 13,176 in 1993. The Road Runner service is operated by Omni Bus Co. under contract to the LRTA. All LRTA Road Runner vehicles are wheelchair lift-equipped and provide a curb to curb service. For service requests and further information the number to call is 670-5775.

Commuter rail service between the North Billerica Station and Boston is operated by AMTRAK under contract to the MBTA. Twenty-one (21) round trips are provided on weekdays with eight (8) round trips on Saturdays, Sundays and holidays. The one-way interzone fare between North Billerica and Lowell is one dollar and fifty cents ($1.50). The round trip fare to Boston is six dollars and fifty cents ($6.50). Over 430,000 passenger trips were served to and from the North Billerica commuter rail station in 1993. Billerica commuters to Lowell disembark at the intermodal Charles A. Gallagher Transportation Terminal and continue to avail themselves of the convenient LRTA shuttle every 15 minutes

to Downtown Lowell with the opportunity for connection to all LRTA routes and to Lawrence, Mass. Bus connections to most cities in the United States can also be made at the Gallagher Terminal as Peter Pan, Vermont Transit, Greyhound and MIchaud Bus ("Foxwoods Casino Special") all make regular daily stops there. For further information regarding commuter rail and intercity bus service residents may call 459-7101 pr 1-800-392-6100. Express service to and from Logan Airport is also now available at the Gallagher Terminal through Flight Line, Inc. For additional information regarding times and rates residents may call 1-800-245-2525 or 603-893-8254.

In December, 1993 the LRTA received grant approval of nearly three million dollars from the Federal Transit Administration (FTA) for the purchase of thirteen (13) new advanced design transit buses. The bidding process, now underway, will be completed in 1994 and the entire LRTA bus fleet will then be fully modernized with 35 wheelchair lift-equipped buses for transit service to Billerica and the Greater Lowell Region.

On March 1, 1994, Mr. Arthur Doyle, Billerica's representative to the LRTA Advisory Board, joined with the LRTA Administrator, Robert Kennedy, in announcing a new service link which will offer residents of Billerica and Greater Lowell the opportunity for bus service to the MBTA's entire transit system. The LRTA's BILLERICA (B1) bus route now connects with the MBTA's bus routes numbers "350" and "352" in Burlington at the intersection of Cambridge and Chestnut Streets (Route 3A). This new link makes possible numerous connections, including express service, to the Lahey Clinic, the Burlington Mall and Boston. In addition, Greater Boston residents will now have a direct buds connection to points of interest in Billerica and Greater Lowell. For further information on this service and all other LRTA routes, residents may call 452-6161.

Billerica's Representative to the Lowell Regional Transit Authority Advisory Board is Mr. Arthur Doyle.

ANNUAL REPORT OF THE TREASURER/COLLECTOR'S OFFICE FISCAL YEAR 1993

TOWN OF BILLERICA
RECONCILIATION OF TREASURER'S CASH FISCAL YEAR ENDED JUNE 30,1993

Treasurer's Cash Balance July 1, 1992	6,855,435.02
General Cash Receipts	90,257,958.67
Accounts Payable & Payroll	90,598,938.36
Treasurer's Cash Balance June 30,1993	6,514,455.33

Location of Cash on Hand June 30,1993

Institution	# of Accounts	Balance
Bank of Boston	3	959,316.74
BayBank	10	3,359,982.69
Boston Safe	3	166,247.25
Century Bank	3	707,928.66
Eastern Bank	2	300,207.22
Enterprise Bank	1	20,654.33
Fleet Bank	2	97,866.42
Mass. Municipal Depository Trust	1	171,837.86
Shawmut Bank	8	567,654.04
State Street	2	162,760.12
	35	6,514,455.33

TRUST FUND BALANCES AS OF 06/30/93

Fund	Principal	Interest
Cemetery General	0.00	2,724.23
Fox Hill Cemetery	503,070,.00	-4,055.96
Bowers Fund	134,812.48	6,635.62
Kholrauch Playground	18,789.57	-994.84
North Cemetery General	21,903.00	5,110.58
Library Building Fund	10,823.20	-9,039.69
South Cemetery	1,095.00	236.32
Jobe Hill Cemetery	375.00	89.46
Kent Hill	4,345.47	93.18
Fox Hill Thompson	24,673.64	1,970.58
Gray Fund	6,789.49	466.10
Watering Trough	73.81	5.90
Elliot Fund	10,281.69	821.15
Haines Drinking fountain	54.50	4.36
Abbot Singing Fund	2,433.34	194.34
Winthrop Faulkner Library	2,976.56	-264.06
Common Seat Fund	42.71	3.43
Colby/Fox Hill Perp Care	949.89	-.29
North Cemetery	13,026.92	1,040.40
Fox Hill Thompson	3,510.68	280.38
Billerica Arts Council	26,428.61	-177.73
Library Sheerin Memorial	4,064.39	324.62
Kholrauch Scholarship	74,271.05	5,062.49
Billerica Scholarship Foundation	15,097.44	337.52
Sewer Plant Sinking Fund	376,159.91	28,265.87
Lutheran Church Scholarship	15,000.00	2,568.98
Billerica Museum	3,115.00	113.92
	1,274,163.35	41,816.86

SCHEDULE OF TAXES RECEIVABLE
YEAR ENDED JUNE 30,1993

Year	Real Estate	Personal Property	Motor Vehicle
1956	0.00	0.00	5.44
1962	1,624.32	0.00	0.00
1963	341.05	0.00	0.00
1964	190.58	0.00	0.00
1965	301.71	0.00	0.00
1966	877.04	292.75	2,813.58
1967	638.50	237.00	8,641.21
1968	730.80	1,553.61	15,888.48
1969	2,096.60	3,274.50	19,789.58
1970	3,328.40	3,332.10	22,474.30
1971	3,270.28	4,104.10	36,207.32
1972	6,178.37	2,714.40	45,697.30
1973	1,234.19	3,222.63	75,185.06
1974	1,905.54	1,152.00	89,017.30
1975	3,193.90	2,413.00	81,111.94
1976	1,760.22	3,449.32	66,459.78
1977	1,169.64	3,448.12	160,549.22
1978	4,356.06	4,016.30	126,200.21
1979	910.83	4,087.78	146,754.22
1980	7,506.27	5,249.40	169,684.33
1981	422.68	6,192.00	54,948.77
1982	99,105.83	25,157.15	47,852.39

Year	Real Estate	Personal Property	Motor Vehicle
1983	108,495.56	21,281.42	46,547.11
1984	198,805.62	23,458.30	72,799.84
1985	109,232.30	14,652.80	148,227.62
1986	-20,311.35	22,542.98	95,438.26
1987	7,786.55	22,792.06	103,014.26
1988	188,452.32	22,328.10	187,747.07
1989	-253,945.76	77,876.82	178,802.19
1990	100,180.23	-14,380.76	184,813.64
1991	-258,542.83	228,615.01	102,438.95
1992	220,702.31	57,513.32	126,838.24
1993	2,282,238.78	124,560.95	66,786.32
	2,824,236.54	675,137.16	2,482,733.93

Respectfully submitted,

David A. Genereux
Treasurer/Collector

DEPARTMENT OF VETERANS' SERVICES

The Department of Veterans' Services presents this as its Annual Report for 1993.

With the passing of another year we find that conditions in the Merrimack Valley have improved slightly and that the unemployment rate has not decreased to any degree.

The Department of Veterans' Services has been very active in providing direct assistance for those eligible Veterans/Widows and dependents of Veterans. We also have sought out benefits from other agencies i.e. Veterans Affairs, Department of Employment and Training, Department of Public Welfare, Bowers Fund, Good Neighbor Fund and the society of St. Vincent DePaul. We also conducted a job search training session in conjunction with the Department of Employment and Training. Some Veterans did find placement. We have retained Power of Attorney on 36 cases with the office of Veterans Affairs and as of this report 29 cases have been adjudicated with a cash value of $128,874.00

Phase I of our beautification program of the Vietnam Veterans Memorial located on Treble Cove Road has been completed. We expect to begin Phase II in the Spring. We also have other memorials located throughout the town that will be considered, if funding becomes available.

The Emergency Fuel program began for new applicants on November 1st. In the month of October applications were mailed to those who were on the fuel program last year. We have processed 329 applications with a dollar value of $171,080.00

Another year has passed and sorry to say the Billerica Food Pantry is still in business. Presently we have on file 225 Billerica families. Our Claus with a Cause program once again was a success due to the generosity of many individuals, companies and organizations. Thank you for your continued support of a much needed program.

I would personally like to extend my thanks to my assistant Marie for all of her hard work and dedication, she keeps the office and our programs running smoothly and efficiently.

I would like to take this opportunity to thank the Town Administrator, Board of Selectmen School Dept., Shawsheen Tech and all other Town Departments for their help and generosity throughout the year.

Respectfully submitted,
Kenneth L. Buffum,
Director

WEIGHTS AND MEASURES

I herewith submit my report as Sealer of Weights and Measures for the Calendar Year 1993.

The following is a breakdown of those devices sealed.

Scales under 10 lbs.	50
Scales 10 100 lbs.	101
Scales 100 1000 lbs.	1
Gasoline/diesel pumps	256
Other devices	67

A Total of $2,748.00 in fees collected were turned in to the Treasurer's Office.

Respectfully submitted,
Alfred D. Laing
Sealer of Weights & Measures

REPORT OF THE TOWN ACCOUNTANT

To the Honorable Board of Selectmen
Billerica, Massachusetts

Gentlemen:

Attached herewith is the annual report of this office for the year ended December 31, 1963.

Soon after being appointed Town Accountant, I searched the probate and Town records regarding the various trust funds. I reported my findings in the 1963 Town Report. Since it has served as a valuable reference source, I submit it again in this, my last report.

I wish to express my appreciation to the Town officers and employees for their assistance and cooperation for the past 33 years.

Respectfully submitted,

RALPH J. McKENNA
Town Accountant

TRUST FUNDS DATA

Bowers Fund.

On December 9, 1862, Mary and Fanny Bowers prepared almost identical wills leaving their entire estate to the Town of Billerica, except for a bequest of $500.00 made by one of the sisters. The wills provided that the money was to be used "for the benefit of the poor of said Billerica". Mary Bowers died April 14, 1870. Her sister Fanny died March 8, 1871. Under Article 5 of the Town Meeting of May 2, 1871 the Town accepted the property.

Article 6 of that meeting, authorized the selectmen to sell the real and personal property and to set up a fund with the proceeds. That same article authorized what is now the Bowers Fund Commission. According to the vote, two of the members shall be women.

It is not possible to compute the principal of this fund. The earliest town report showing an analysis of trust funds is in 1895. At that time there was a balance of $13,170.84 in the fund.

The present annual income of the fund is nearly $1,500.00. For the past several years expenditures on the average have been less than $100.00 per year.

Since today there is a Welfare Department to care for the poor in their needs for food, medicine, clothing and shelter it is the thought of this writer that perhaps an effort should be made to use at least a portion of the Bowers Fund for educational scholarships, to assist needy students financially in their scholastic endeavors.

Joseph Stearns Fund

The following is an extract from the will of Joseph Stearns (1885).

To the Town of Billerica two thousand dollars. The income of which shall be expended annually for the benefit of the deserving poor as the Town may direct, or similar to the Bowers Fund"

This fund as been merged with the Bowers Fund.

Abbott Singing Fund

At the Town Meeting held in 1815 it was voted that the Selectmen for the time being, be a committee to superintend and manage the fund for the purpose of supporting church music until the Town shall order otherwise. The records of 1845 reveal that the Town receive $1,400.00 from this fund.

Common Seat Fund

The following is Article 5 of the Town Meeting of August 7, 1905.

"To see if the Town will accept in trust from the Billerica V.I.A., a certain sum of money remaining in the treasury of said Association, and safely invest same, the income and principle, if needed, to be used for the purpose of maintaining and caring for seats on the Common."

This Article was accepted. The Town hereby received $37.10.

Charles H. Kohlrausch, Jr., Playground Fund

The following is an extract from the will of Lillian Kohlrausch.

"To the inhabitants of said Billerica in their corporate capacity the sum of $10,000.00 in trust, to forever hold, manage, invest, and reinvest the same as a separate fund to be known as the Charles H. Kohlrausch, Jr., Playground Fund and the income thereof to be expended from year to year as occasion may require for the maintenance and improvement of the Charles H. Kohlrausch, Jr., Playground, so called and the proper equipment thereof for playground purposes, and also for the care and maintenance of the drinking fountain at Billerica Centre which I have given to the Town in memory of my said husband."

This fund was accepted by the Town at a Special Town Meeting held November 4, 1935.

Winthrop Faulkner Library Fund

The following extract from the will of Winthrop Faulkner appears in the Town records for 1891.

"I hereby give to the Town of Billerica $1,000.00 to be forever kept by said Town, and the income therefrom to be paid yearly for the purchase of books for the Bennett Public Library of said Town."

The Lyman and Caroline Haynes Memorial Trust Fund

This fund was created by a bequest from Adeline H. Hickey. It is to be used for the support, care and maintenance of the poor of the Town.

Elliot Fund

In 1875 George P. Elliot submitted a bill for $100.00 to the Town for expenses and for services rendered as selectmen, auditor, assessor, and overseer of the poor. He requested that the payment be used to set up a fund, "the earnings of which to be applied for aid of needy, aged, and feeble women."

The fund was accepted at the Town Meeting held March 4, 1875.Therefore, under the terms of the trust, this fund can be used only to aid women, and these women must be aged and feeble.

Zadok Howe Fund

The following is the decree of the Superior Court relative to the use of the income of the Zadok Howe Fund.

"Said net income to be expended by said Town for the education, in its High School, of the children of said Town and such children of neighboring Towns as may attend said High School, said children to receive the benefits of said net income upon equal terms with the children of the Town of Billerica. That said Trustees under the will of Zadok Howe be and they hereby are authorized and empowered to pay over from time to time in their discretion the net income from the remaining trust funds held by them as Trustees as aforesaid to said Town of Billerica.

Spaulding Fund

"To be expended by said Town for maintenance of its High School."

Stearns Fund

"Said net income to be expended by said Town for the education, in its High School, of the children of said Town and such children of neighboring towns as may attend said High School, said children to receive the benefit of said net income upon equal terms with the children of the Town of Billerica."

Faulkner Fund

"To be expended by said Town as follows: One-half of said net income to be used for repairing, improving and beautifying first the Town High School Building, and secondly the High School grounds, but not to be used for the ordinary or essential care of the same: and one-half of said net income to be expended for books or apparatus: one or both."

Kent Fund

"Said Town to expend said net income for the purpose of providing medals for pupils of its High School who shall attain certain grades in their studies, said grades to be determined by the Selectmen of said Town, or for such other

purposes as may seem desirable to said Selectmen in order to stimulate the spirit of competition among said pupils to the end that they may progress in their studies."

Rogers Fund

"Said net income to be expended by said Town for the maintenance of its High School."

Josiah B. French School Fund

This fund was created by the will of Josiah B. French. The will was allowed in 1876. Under the terms of the will a trust fund of $5,000.00 was set up. The income from this fund is to be used for library purposes in the high school.

Haynes-Jenkins Drinking Fountain Fund

Under the will of Carrie Haynes Jenkins, $1,000.00 was given to the Town of Billerica for a public drinking fountain in memory of her parents Lyman and Caroline Haynes. The gift was received by the town in 1919. Under Article 34 of the 1920 Town Meeting it was voted to place the drinking fountain at Brown's Corner. The present balance in the fund represents the accumulated interest on the bequest, since only $1,000.00 was expended in constructing the fountain.

Watering Trough Fund

A search of Town and probate records failed to disclose the precise nature of this fund. It was created in 1904 when the town received $20.00 from the Wentworth Estate.

Cemetery Trust Funds

These funds were created by gifts or bequests. According to the law of this state, unless there is a stipulation to the contrary accompanying the trust, the selectmen and cemetery commissioners may expend the income for maintenance of the cemeteries.

TOWN OF BILLERICA
BALANCE SHEET
JUNE 30, 1993

ASSETS

Cash		$6,553,032.61
Arts Lottery Funds Invested	$26,250.88	
Scholarship Funds Invested	15,434.96	
Sewer Funds Invested	404,425.78	446,111.62
Taxes Receivable:		
Real Estate	$2,824,236.54	
Personal Property	675,137.16	3,499,373.70
Uncollected Excise:		
Motor Vehicle	$2,482,733.93	
Farm Animal	1,127.89	
Boat	261.00	2,484,122.82
Tax Liens Receivables		4,301,388.88
Tax Foreclosures		377,996.67
Sewer Accounts Receivables	$420,246.73	
Sewer Liens Added To Taxes	359,389.15	
Sewer Repairs Accounts Receivable	591.22	780,227.10
Water Rates Accounts Receivable	$520,794.59	
Water Repairs Accounts Receivable	4,184.27	
Water Liens Added to taxes	490,501.96	
Backflow Charges Receivable	898.38	1,016,379.20
Ambulance Accounts Receivable		274,250.76
Rollback Taxes Receivable		7,463.78
State Aid Receivable:		
Sewer Construction	$1,829,926.00	
Highways	943,847.37	
Water-chapter 805	15,936.90	
Water Construction - 1977	37,147.00	2,826,857.27
Federal Aid Receivable:		
Sewer Construction	$665,796.87	
Nuttings Lake Restoration	11,074.00	676,870.87
Due from State - Fluoride Grant		809.44
Due from Museum Fund		395.00
Deficits:		
Overlay	$2,310.58	
Revenue	82,096.69	
Snow & Sand Etc.	358,140.93	442,548.20
Loans Authorized		13,228,500.00
Total		$36,916,327.92
Fire Dispatches - Escrow Funds		$4,000.00
Unclaimed Items (uncashed checks)		$115,366.78
Abandoned Property-Escrow		27.70
Tax Title-Escrow		60.08
Legal Fees-Escrow		1,480.00
Bond Deposits and Other Escrow Funds		22,825.08
Dog Licenses Collected for County		12,562.00
Employee Payroll Deductions		40,436.30
Grant Anticipation Loans		3,515,237.00

Bond Anticipation Loans		7,253,000.00
Warrants Payable		519,492.11
Overlay Balances		1,051,952.71
Revenue Reserved until Collected:Motor Vehicle Excise	$2,482,733.93	
Boat Excise	261.00	
Farm Animal Excise	1,127.89	
Tax Liens	4,301,388.88	
Tax Foreclosures	377,996.67	
Sewer	780,227.10	
Water	1,016,379.20	
Departmental	274,250.76	
Federal and State Aided Projects	20,291.14	
Roll Back Taxes	7,463.78	9,262,120.35
State Assessments-Overestimates		34,464.00
Special Funds per Exhibit A		1,847,617.63
Unexpended, Appropriation Balances per Exhibit B		4,535,404.66
Appropriated Transferred to 1994 Budget		72,665.31
Surplus Revenue		2,652,116.21
Loans Authorized-unissued		5,975,500.00
Total		$36,916,327.92

SPECIAL FUND BALANCES
JUNE 30, 1993
Exhibit A

School Lunch Program	$240,930.79	
Athletics	14,018.03	
Adult Education	3,216.03	
Rihoc	106,865.74	
Rentals	10,091.53	
Insurance Recoveries	58,651.70	
Middle School Activities	(113.76)	
Summer Enrichment	20,623.98	
Special Ed. Insurance Claims	42,203.94	
Driver Education	25,741.24	$522,229.51
Governors Alliance Against Drugs	$2,225.92	
PALMS	(3.25)	
Per Pupil Education	26,542.92	
School Choice	5,908.00	34,673.59
Adaptive P.E.	$789.99	
Support	(6,898.33)	
In-Service	1,080.00	
Chapter I	4,733.37	
Enhancement of Math	1,590.57	
Block Grant	(8,735.96)	
Early Childhood	7,454.27	
Inclusive Statement	(3,595.00)	(3,581.09)
Scholarship Fund-Citizens		27,863.69
Cemetery-Sale of Lots Fund	$87,889.62	
Gray Fund Income	2,476.08	
Colby Fund	75.00	
Thompson Fund	13.83	90,454.53
Forest Fund		1,120.00
Stabilization Fund		223.08
Kohlrausch Playground Fund		351.85

Haynes Fund Income		243.02
Bowers Fund Income		494.30
Planning Board Forfeited	$3,362.12	
Wyman Heights	865.90	
Castlewood	225.00	
Sleepy Hollow	1,244.92	
MAC. Bro.	530.60	
Bear Hill Estates	1,000.00	
Turnpike	9,042.77	
Planning Board-Ironwood	5,906.89	
Bonds Reserved For Expend.	29,657.58	51,835.78
Insurance Recoveries Police	$1,507.89	
Insurance Recoveries Fire	245.27	
Insurance Recoveries P. Wks	422.25	2,175.41
Grant-Nuttings Lake Impr. Assn.		202.50
Unemployment Insurance Fund		92,618.46
Police Details		9,004.54
Drug Recovery Funds		31,820.38
Library Grants		201.92
Wetlands Protection Fund		11,708.00
Conservation Commission-Bond		10,000.00
Sewer Plant Fund		396,076.50
Arts Lottery Grant-Town Clerk		634.92
Recreation Revolving Fund		7,444.22
Powers Fund		948.70
Group Insurance Claims Fund		226,999.82
Billerica Plan Grants		577.74
Historical Commission Grant		250.00
Federal Grant-Nuttings Lake Restoration		4,511.19
State Grants:		
Library-Meg	$28,644.26	
Conservation	8,740.00	
Elder Affairs	1,096.84	
Flood Damage	3,173.00	
Filtration Plant	84,201.25	
Highway Projects	51,597.50	
Chapter 90	97,606.44	
Arts Lottery	25,085.85	
Census	19,398.27	
Hazardous Waste	660.28	
Leak Survey	2,769.35	322,973.04
Recycling Donations		3,226.52
County Dog Fund Grant		.51
Handicapped Parking Fines		200.00
Fire Details		135.00
TOTAL:		$1,847,617.63

UNEXPENDED APPROPRIATIONAL BALANCES — JUNE 30, 1993
Exhibit B

1991 And Prior Accounts		
Equipment-Land-Art 13-1987	$17,512.77	
New Town Hall	2,555.19	
Treatment Plant Addition	28,897.48	
Sewer Construction-1990	628,268.08	
Sewer Inflow-1988	27,839.87	
Sewer Construction - K25	22,479.01	
School Roof Repairs-Art 21	31,727.14	
Assessors-Contract Services-1991	5,720.00	
Town Clerk-Supplies-1991	350.00	
Water Rehab-Art 19-1991	42,041.71	
Water Equipment-Art 20-1991	3,219.91	
Cemetery Plan-1989	10,660.73	
Cemetery-Engineering-Act 10	4,077.00	
Land Claim-Art 14-1990	647.03	
Scholarship Fund-1989	317.04	
Nuttings Lake Beach	59.07	850,649.64
Maintain Conservation Commission	24,277.61	
1992Accounts		
Assessors-Contract Services	$1,700.60	
Town Clerk-Contract Services	620.00	
River Street Bridge Repairs	12,657.85	
Old Town Hall Repairs	25,058.00	
Treasurer-Contract Services	10,374.88	50,411.33
1993 Accounts		
Town Administrative-Personnel	$857.28	
Contract Services	466.25	
Treasurer-Contract Services	4,302.69	
Car Allowance	169.40	
Assessors-Contract Services	2,469.75	
Town Clerk-Supplies	350.00	
Contract Services	475.00	
Veterans-Car Allowance	600.00	
Veterans Benefits	11,524.58	
Town Hall-Personnel	400.00	
Contract Services	1,800.45	
Legal-Contract Services	12,372.79	
Board of Registrars-Contract Services	50.00	
Council on Aging-Full Time Personnel	1,428.88	
Contract Services	93.33	
Handicap Commission-Supplies	76.00	
Police-Contract Services	535.00	
Ambulance Contract Services	352.50	
Building Department-Contract Services	336.40	
Dog Officer-Personnel	228.89	
Supplies	171.08	
Street Lighting	28,345.82	
Board of Health-Full Time Personnel	533.91	
Engineering-Contract Services	33.00	
Highway-Supplies	7,032.25	
Contract Services	550.00	
Park-Tree Dept-Supplies	1,486.20	

Contract Services (Park — Tree)	706.14	
Highway-Land Acquisition Costs	3,000.00	
Motor Equipment-Supplies	3,634.68	
Contract Services	606.00	
Water Treatment-Supplies	2,724.71	
Contract Services	2,834.74	
Water Maintenance-Supplies	3,708.69	
Water Billing-Supplies	137.76	
Contract Services	75.00	
Cross Connection-Contract Services	1,950.00	
School	68,573.42	
Library-Supplies	1,178.91	
Cemetery-Personnel	1,031.86	
Overtime	30.70	
Sewer Const.-Art 13-1993	105,000.00	
Art 14-1993	82,289.28	
Unpaid Bills	759.53	
Professional Cleaning	5,628.45	
Town Audit	2,000.00	
Police & Fire Medical	12,939.03	
Town Telephone	9,054.61	
Computer	2,935.73	
Office Supplies	7,239.73	
Town-Maintenance & Repairs	9,766.32	
Town-Custodian Supplies	8,764.92	
Solid Waste	164,192.33	
County Retirement Assessment	56,840.00	
Sewer Contract 27	2,999,699.70	3,634,343.69
TOTAL		$4,535,404.66

ANALYSIS OF RECEIPTS
YEAR ENDED JUNE 30, 1993

Taxes and Excise per Schedule A		
Personal Property	$1,311,934.39	
Real Estate	34,500,726.80	
Motor Vehicle	2,109,065.47	$37,921,726.66
In Lieu of Taxes		22,818.28
Tax Lien Redemption		797,994.69
Rollback Taxes		12,035.39
Tax Foreclosures		17,162.76
Other Local Receipts:		
Yard Sale Fees	$355.00	
Cable TV Franchise Fee	7,210.50	
Hawkers Licenses	100.00	
Telephone Commissions	71.53	
Rental — Drop Boxes	75.00	
Rental — Brown Building	1,200.00	
Town Administrator	14,852.50	
Assessors	238.00	
Penalties and Interest-Tax Title	155,730.91	
Treasurer	1,876.50	
Earnings on Investments	186,051.43	
Penalties and Interest-Taxes	179,470.02	
Penalties and Interest-M.V. Excise	73,583.79	

Lien Certificates		60,360.30	
Trailer Park Fees		9,000.00	
Town Clerk		59,595.44	
Alcoholic Beverage Licenses		78,725.00	
Planning Board		4,589.60	
Board of Appeals		6,093.77	
Rental-Town Hall		7,500.00	
Police Reports		4,983.00	
Police-Miscellaneous Fees		2,075.00	
Police-Detail Fees		60,914.62	
Police-Firearms Licenses		4,320.00	
Court and Registry Licenses		115,191.50	
Parking Fines		4,565.00	
Fire Department Fees		15,255.19	
Ambulance Fees		139,003.95	
Wiring Permits		67,990.00	
Building Permits		279,029.29	
Plumbing and Gas Permits		29,872.00	
Sealers Fees		2,822.00	
Dog Officer		1,866.50	
School		1,331.97	
Sewer Rates		1,260,401.00	
Sewer Liens		46,930.78	
Water Rates		2,266,540.55	
Water Liens		180,350.15	
Back Flow Fees		15,307.89	
Other Water Fees		5,170.48	
Cemetery		46,157.00	
Board of Health		41,945.35	
Nursing		20.00	
Library		13,471.50	
Public Works Department		6,007.29	5,458,201.30
State Aid-General Fund:			
Veterans Abatements		$16,268.00	
Surviving Spouse		31,277.00	
Blind Abatements		2,363.00	
Elderly Abatements		44,000.00	
School-Chapter 70	$4,327,062.00		
Transportation	368,856.00		
Construction	570,135.00		
Asbestos Removal	235,886.00	5,501,939.00	
Police Career Incentive		180,190.00	
Veterans Benefits		216,996.16	
Highway		287,936.00	
Local Aid		2,956,313.00	
Lottery		1,730,437.00	
State Owned Land		48,182.00	
Civil Defense		3,441.00	
	$11,019,342.16		
Less-State Assessments Deducted		(457,519.00)1	10,561,823.16
State Grant Receivable-Police Career Incentive			111,000.00
Payroll Deductions			15,173,550.81
Dog Licenses Collected for County			13,658.50
Unclaimed Items			3,290.10
Tax Title Escrow			2,002.73
Registry of Motor Vehicles Escrow			17,400.00

Tax Anticipation Loans	$6,000,000.00	
Other Temporary Loans (Including renewals)	20,919,474.00	26,919,474.00
Abandoned Property Escrow		27.70
Fire Dispatcher Funds Escrow		4,000.00
Tax Foreclosures Sold in Excess of Book Value		148,279.73
Settlement-Sewer Construction Claim		82,289.28
Federal Grant-Wildlife		742.00
Departmental Refunds		308,334.79
Special Revenue Receipts-Schools		
Federal and State Aid	$1,555,329.10	
School Lunch Program	774,798.36	
Athletics	199,684.53	
Rink	313,196.71	
Rentals	56,393.00	
Insurance Recoveries	34,743.91	
Driver Education	38,725.00	
Middle School Activities	19,250.00	
Summer Enrichment	22,525.00	
Insurance Coverage-Special Needs Students	92,363.63	
Adult Education	23,630.00	3,130,639.24
Other State Aid		
Water Construction-1973	$47,053.00	
Water Construction-1977	37,148.00	
Highway Aid	223,906.00	
Library	36,479.73	
Arts Lottery	10,323.00	
Elderly Affairs	7,667.03	
Elections	4,704.00	
Fluoride	25,147.80	392,428.56
County dog Fund Grant		8,605.51
Cemetery-Sale of Lots		64,240.00
Sewer Plant Fund		160,946.92
Wetland Protection Fund		4,575.00
Insurance Recoveries-Police	$6,754.99	
Insurance Recoveries-Public Works	422.25	7,177.24
Recreation-Revolving Fund		103,448.25
Drug Recovery Funds		6,847.96
Handicap Parking Fines		200.00
Interest Earned		
Federal Grant-Nuttings Lake	$108.42	
Highway Grant-State	74.40	
Unemployment Fund	7,313.17	
Health Claims Fund	12,676.23	20,172.22
Trust Fund Receipts-New Funds		
Cemetery-Perpetual Care	$3,080.00	
Museum Fund	2,700.00	
Scholarship Fund-Town	27,419.97	33,199.97
Trust Fund-Investment Withdrawals		
Cemetery-Perpetual Care Income	$39,900.00	
Cemetery-Gray Fund	75.00	
Cemetery-Colby Fund	75.00	
Kohlrausch Playground Fund	1,250.00	
Kohlrausch Scholarship Fund	5,650.00	
Scholarship Fund-Town	1,234.80	
Kent Fund	250.00	

Bowers Fund	6,000.00	
Library Building Fund	9,750.00	64,184.80
Arts Lottery Funds Invested Withdrawal		18,542.50
Police Details		650,795.17
Fire Details		2,739.22
Recycling Donations		2,145.54
Total Receipts		102,246,699.98

TAX AND EXCISE RECEIPTS
YEAR ENDED JUNE 30, 1993
Schedule A

	Personal Property	Real Estate	Motor Vehicle	Total
1989 And Prior		$30,847.67	$52,380.77	$83,228.44
1990		2,086.60	35,379.42	37,466.02
1991		898.95	112,840.82	113,739.77
1992	$8,467.22	896,230.14	626,598.60	1,531,295.96
1993	1,303,467.17	33,570,663.44	1,281,865.86	36,155,996.47
Total	$1,311,934.39	$34,500,726.80	$2,109,065.47	$37,921,726.66

TOWN OF BILLERICA
TAXES AND EXCISE RECEIVABLE
JUNE 30, 1993

Year	Real Estate	Personal Property	Motor Vehicle	Boat	Farm Animal
1956			$5.44		
1962	$1,624.32				
1963	341.05				
1964	190.58				
1965	301.71				
1966	877.04	$292.75	2,813.58		
1967	638.50	237.00	8,641.21		
1968	730.80	1,553.61	15,888.48		
1969	2,096.60	3,274.50	19,789.58		
1970	3,328.40	3,332.10	22,474.30		
1971	3,270.28	4,104.10	36,207.32		
1972	6,178.37	2,714.40	45,697.30		
1973	1,234.19	3,222.63	75,185.06		
1974	1,905.54	1,152.00	89,017.30		
1975	3,193.90	2,413.00	81,111.94		
1976	1,760.22	3,449.32	66,459.78		
1977	1,169.64	3,448.12	160,549.22		
1978	4,356.06	4,016.30	126,200.21		
1979	910.83	4,087.78	146,754.22		
1980	7,506.27	5,249.40	169,684.33	$261.00	
1981	422.68	6,192.00	54,948.77		
1982	99,105.83	25,157.15	47,852.39		
1983	108,495.56	21,281.42	46,547.11		
1984	198,805.62	23,458.30	72,799.84		
1985	109,232.30	14,652.80	148,227.62		$405.84
1986	(20,311.35)	22,542.98	95,438.26		186.30
1987	7,786.55	22,792.06	103,014.26		
1988	188,452.32	22,328.10	187,747.07		

Year	Real Estate	Personal Property	Motor Vehicle	Boat	Farm Animal
1989	(253,945.76)	77,876.82	178,802.19		
1990	100,180.23	(14,380.76)	184,813.64		
1991	(258,542.83)	228,615.01	102,438.95		
1992	220,702.31	57,513.32	126,838.24		167.50
1993	2,282,238.78	124,560.95	66,786.32		368.25
TOTAL	$2,824,236.54	$675,137.16	$2,482,733.93	$261.00	$1,127.89

ANALYSIS OF EXPENDITURES
YEAR ENDED JUNE 30, 1993

	Total	Personnel	Supplies	Contract Services	Other
Board of Selectmen	$19,462.34	$10,730.76	$1,991.08	$6,740.50	
Town Administrator	182,059.47	179,190.72	2,868.75		
Computer	102,064.27			102,064.27	
Finance Committee	1,754.96	533.60	15.36	1,206.00	
Accountant	130,603.26	130,310.19	238.07	55.00	
Assessors	179,456.66	157,924.21	1,205.42	20,327.03	
Treasurer	223,525.32	171,092.15	3,575.	48,858.17	
Collector	136,904.44	103,179.88	61.16	33,663.40	
Legal	110,967.21			110,967.21	
Personnel Board	3600.00	3600.00			
Office Supplies	36,760.27		36,760.27		
Custodial Supplies	6,235.08		6,235.08		
Maintenance & Repairs	37,733.68			37,733.68	
Telephone	78,881.67			78,881.67	
Town Clerk	99,376.18	98,281.18	125.00	970.00	
Elections	39,481.83	34,572.62	387.12	4,522.09	
Registrars	51,941.02	42,794.26	5,432.76	3,714.00	
Conservation Commission	58,113.28	55,601.59	62.10	2,449.59	
Planning Board	60,868.94	60,868.94			
Board of Appeals	27,155.73	27,127.78		2795	
Town Audit	17,540.00			17,540.00	
Town Hall	162,157.25	28,910.01	45,685.92	87,561.32	
Cleaning Service	14,371.55			14,371.55	
Building Insurance-Town	322,527.20			322,527.20	
Building Insurance-School	110,319.00			110,319.00	
Town Report	5,649.80			5,649.80	
Unpaid Bills	67,030.47			67,030.47	
River Street Bridge	7,262.15			7,262.15	
Old Town Hall	2,000.00			2,000.00	
Police	3,320,382.48	3,134,408.36	97,274.90	88,699.22	
Fire	3,446,239.11	3,274,706.05	67,169.16	104,363.90	
Ambulance	365,528.90	345,334.61	12,596.39	7,597.90	
Building Department	239,641.64	224,920.43	212.99	14,508.22	
Sealer of Weights & Measures	6,192.34	4,786.00	301.34	1,105.00	
Civil Defense	14,397.69	6,882.00	7,087.25	428.44	
Dog Officer	31,124.89	26,519.11	1,178.92	3,426.86	
School	24,691,009.22	19,791,892.42	519,958.08	4,173,773.11	$205,385.61
Shawsheen Technical School	3,014,384.00				3,014,384.00
Engineering	91,895.79	89,620.90	1,557.81	717.00	
Public Works-Administration	115,556.58	113,837.72	1,482.69	236.17	

Highway	1,194,048.86	604,340.45	100,664.56	489,043.85	
Street Lighting	160,254.18			160,254.18	
Solid Waste	1,337,517.67			1,337,517.67	
Sewer	3,712,849.53	701,466.32	163,325.37	559,059.17	2,288,998.67
Water Billing	101,422.45	82,855.23	7,245.33	11,321.89	
Water Maintenance	1,012,698.20	311,934.67	26,287.18	19,332.51	655,143.84
Water Treatment	1,261,979.15	468,762.50	211,774.43	347,056.26	234,385.96
Cross Connections	43,514.47	38,913.03	4,601.44		
Cemetery	154,257.22	142,947.44	1,888.78	8,016.73	1,404.27
Motor Equipment & Repairs	245,659.27	112,508.71	94,829.42	38,321.14	
Board of Health	85,780.45	84,513.31	234.29	1,032.85	
Health Nurse	39,387.02	31,600.68	915.65	6,870.69	
Sanitarian	11,745.10			11,745.10	
Council on Aging	27,339.09	21,463.31		5,875.78	
Veterans	311,742.49	54,154.05	25.00	45.00	257,518.44
V.F.W.-DAV Posts	600.00				600.00
Handicap Commission	24.00		24.00		
Library	369,828.85	285,637.70	40,982.49	43,208.66	
Recreation	72,820.30	66,364.84	2,549.29	3,906.17	
Special Recreation	21,904.50	21,904.50			
Parks/Tree Department	131,641.69	114,929.12	8,938.80	7,773.77	
Historical Commission	35.00		35.00		
Interest-Temporary Loans	297,117.32				297,117.32
Town Debt-Principal	2,362,245.00				2,362,245.00
School Debt-Principal	842,756.00				842,756.00
Exempt Principal	255,000.00				255,000.00
Town Debt Interest	1,065,980.00				1,065,980.00
School Debt Interest	143,675.00				143,675.00
Exempt Interest	87,939.00				87,939.00
County Tax	64,208.96				64,208.96
Special Ed. Assess	5,300.00				5,300.00
Mosquito Control Assess	34,764.00				34,764.00
Air Pollution Control Assess	7,802.00				7,802.00
Regional Transit Assess	86,495.00				86,495.00
Regional Planning Assess	9,678.32				9,678.32
Health Insurance-Retired Teachers	311,342.00				311,342.00
School Choice	11,816.00				11,816.00
Assessments Deducted by State	(457,519.00)				
Town Workers Compensation	184,474.44			184,474.44	
School Workers Compensation	269,191.42			269,191.42	
FICA-Town	59,635.34				59,685.34
FICA-School	96,373.15				96,373.15
Connell Pension	1,974.65				1,974.65
Police/Fire Physicals	14,216.70				14,216.70
County Retirement Assess	1,960,398.00				1,960,398.00
Court Judgments	10,000.00				10,000.00
	$55,654,068.46				
Other School Expenditures					
School Lunch Program	1,085,010.95	553,053.26	467,115.18	64,842.51	
Athletics	194,253.80	118,956.50	66,897.89	8,399.41	
Adult Education	22,335.03	21,991.29	343.74		
Rink	410,351.94	134,298.81	175,342.96	100,710.17	
Rentals	109,928.30	53,988.06	14,845.86	41,094.38	
Insurance Recoveries	82,027.67			82,027.67	
Driver Education	33,734.20	28,334.20		5,400.00	

Summer Enrichment	19,008.99	18,231.24	537.75	240.00	
Insurance Coverage Sp. Needs	72,121.55	18,779.23	53,342.32		
Middle School Activities	19,734.40	14,835.00	4,899.40		
Federal Aid State Grants	1,363,014.10	1,363,014.10			
	$3,411,522.93				
State Grants-Expenditures					
Highway Aid	1,031,657.79				1,031,657.79
Library	40,103.00			40,103.00	
Arts Lottery					
Right To Know	3,202.00				3,202.00
Census	435.00			435.00	
Elderly Affairs	12,966.19			12,966.19	
Elections	4,704.00	4,704.00			
Hazardous Waste	186.03			186.03	
Fluoride	25,957.24			25,957.24	
Insurance Recovery-Police	5,447.10			5,447.10	
Planning Board-Bond Funds	17,502.56			17,502.56	
Recreation-Revolving Funds	99,388.21			99,388.21	
Drug Recovery Funds	3,855.81			3,855.81	
Recycling Donations	1,604.82		1,604.82		
Unemployment Fund	61,784.24				61,784.24
Library Grants	22.46			22.46	
Health Claims Fund	2,407,839.16				2,407,839.16
Powers Fund Recreation	453.84			453.84	
New Funds Added to Investments					
Cemetery-Sale of Lots	3,080.00				3,080.00
Museum Fund	2,730.00				2,730.00
Sewer Plant Fund	93,834.80				93,834.80
Scholarship-Citizens	13,210.25				13,210.25
Arts Lottery	10,053.00				10,053.00
Trust Fund Expenditures					
Colby-Cemetery Fund	150.00			150.00	
Museum Fund	395.00			395.00	
Scholarship-Citizens	2,500.00				2,500.00
Kohlrausch-Playground Fund	2,271.85			2,271.85	
Bowers Fund	7,546.95			7,546.95	
Kent Fund	550.00				550.00
Library Building Fund	9,750.00			9,750.00	
Kohlrausch Fund Scholarships	4,550.00				4,550.00
Arts Lottery	19,551.50				19,551.50
Sewer Construction-Contract 27	300.30				300.30
Police Details	649,639.73				649,639.73
Fire Details	2,604.22				2,604.22
Payroll Deductions	15,257,696.50				15,257,696.50
Dog Licenses-To County	13,913.00				13,913.00
Unclaimed Items (Tailings)	404.16				404.16
Tax Title-Escrow Funds	1,990.94				1,990.94
Tax Anticipation Loan Repayments	6,000,000.00				6,000,000.00

Other Temporary Loan Repayments	16,081,549.00	16,081,549.00
Refunds:		
Personal Property Taxes	736.85	736.85
Real Estate Taxes	291,797.88	291,797.88
Tax Liens	385.32	385.32
Motor Vehicle Excise	23,850.93	23,850.93
Sewer Rates	1,602.42	1,602.42
Water Rates	7,358.71	7,358.71
Ambulance Fees	861.87	861.87
Board of Health Fees	48.00	48.00
Departmental	308,334.79	308,334.79
Penalties-Real Estate Taxes	362.94	362.94
TOTAL	$101,596,311.75	

STATUS OF TRUST FUNDS
YEAR ENDED JUNE 30, 1993

	Balance July 1, 1992	New Funds	Income	Withdrawals	Balance June 30, 1993
Cemetery-Perpetual Care Principal					
North	$21,903.00				$21,903.00
Fox Hill	499,990.00	$3,080.00			503,070.00
South	1,095.00				1,095.00
Old Hill	375.00				375.00
Cemetery-Perpetual Care Income	2,724.23		$41,280.40	$39,900.00	4,104.63
Other Cemetery Funds					
Faulkner	13,026.92		1,040.40		14,067.32
Gray	6,789.49		541.10	75.00	7,255,59
Thompson	28,184.32		2,250.96		30,435.28
Colby	949.89		74.71	75.00	949.60
Abbott Singing Fund	2,433.34		194.34		2,627.68
Bowers	136,812.48		10,635.62	6,000.00	141,448.10
Common Seat	42.71		3.43		46.14
Kuhlrausch-Playground	18,789.57		1,477.01	1,250.00	19,016.58
Watering Trough	73.81		5.90		79.71
Faulkner-Library	2,976.56		235.94		3,212.50
Sheerin-Library	4,064.39		324.62		4,389.01
Kent	4,345.47		343.18	250.00	4,438.65
Elliott	10,281.69		821.15		11,102.84
Haynes-Jenkins	54.50		4.36		58.86
Library Building	10,823.20		710.31	9,750.00	1,783.51
Kohlrausch-Scholarship	78,940.96		6,042.58	5,650.00	79,333.54
Museum	401.23	2,730.00	97.69		3,228.92
Lutheran Church	16,269.58		1,299.40		17,568.98
TOTAL	$861,347.34	$5,810.00	$67,383.10	$62,950.00	$871,590.44

Schedule of Future Principal Payments on Town Debt
As of June 30,1993

	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	Totals
Sewer Const.	75000.00	60000.00	60000.00	60000.00	35000.00															290000.00
Sewer Const	60000.00	60000.00	60000.00																	180000.00
Sewer Const.	105000.00																			105000.00
Sewer Const.	65000.00	65000.00																		130000.00
Sewer Const.	75000.00	75000.00	75000.00	70000.00																295000.0
Sewer Const.	90000.00	90000.00	90000.00	90000.00	90000.00	90000.00	90000.00	90000.00	50000.00											770000.00
Sewer Const.	85000.00	85000.00	85000.00	85000.00	85000.00															425000.00
Sewer Tst Plnt	57900.00	77000.00	77000.00	91000.00	91000.00	91000.00	96150.00	96150.00	96150.00	96150.00	96150.00	96150.00	96150.00	96150.00	96150.00	96150.00				1446400.00
Sewer Lines	69720.00	109570.00	109570.00	125545.00	125545.00	125550.00	153850.00	103850.00	103850.00	103850.00	103850.00	103850.00	103850.00	103850.00	103850.00	73850.00				1724000.00
Sewer Lines	68000.00	105500.00	95750.00	95750.00	96750.00	147750.00	81500.00	100000.00	100000.00	100000.00	100000.00	100000.00	100000.00	100000.00	100000.00	100000.00	100000.00			1691000.00
Swr Const 1991	79625.00	80625.00	84125.00	81125.00	81125.00	81125.00	81125.00	142250.00	125000.00	125000.00	125000.00	125000.00	125000.00	125000.00	125000.00	125000.00	110000.00	100000.00	100000.00	2021125.00
Conserv. Land	12410.00	29975.00	29975.00																	72360.00
School Roof Repair	100000.00	100000.00	600000.00	400000.00																1200000.00
School	128500.00	91000.00	90750.00	90750.00	89750.00	38750.00														529500.00
Sch Rnde & Equip	114500.00	113500.00	97500.00	80500.00	80500.00	80500.00	80500.00	20000.00												667500.00
Wtr Loan 73 Auth	190000.00																			190000.00
Water Loan 77	75000.00	75000.00																		150000.00
Water	88550.00	88500.00	88500.00	88500.00	88500.00	88500.00														619550.00
Stand Pipe	20000.00	20000.00	15000.00																	55000.00
Wtr. Meters 1991	89375.00	89375.00	89375.00	89375.00	89375.00	89375.00	89375.00													625625.00
Wtr Rehab 1991	134000.00	134000.00	134000.00	134000.00	134000.00	134000.00	134000.00	27750.00												20000.00
Water Equip 1991	10000.00	10000.00																		270000.00
New Fire Sta	90000.00	90000.00	90000.00																	3150000.00
New Town Hall	730000.00	730000.00	730000.00	730000.00	230000.00															209780.00
New Town Hall	42510.00	33455.00	33455.00	33455.00	33455.00	33450.00														209780.00
Dept. Equip	67460.00																			67460.00
Cemetery	45000.00	45000.00																		90000.00
Cemetery Expan 1991	12500.00	12500.00																		25000.00
Ambulance 1991	20000.00	20000.00	20000.00																	60000.00
Totals	2800050.00	2490000.00	2755000.00	2345000.00	1350000.00	1000000.00	895000.00	580000.00	475000.00	42500000.00	425000.00	425000.00	425000.00	425000.00	425000.00	395000.00	210000.00	100000.00	100000.00	18045050.00

SCHEDULE OF FUTURE INTEREST PAYMENTS ON TOWN DEBT
AS OF JUNE 30, 1993

	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	Total
Sewer Const.	20,300.00	15,050.00	10,850.00	6,650.00	2,450.00															55,300.00
Sewer Const. ,	5,100.00	3,060.00	1,020.00																	9,180.00
Sewer Const.	2,520.00																			2,520.00
Sewer Const.	8,060.00	4,030.00																		12,090.00
Sewer Const.	17,700.00	13,200.00	8,700.00	4,200.00																43,800.00
Sewer Const.	46,630.00	41,050.00	35,380.00	29,575.00	23,725.00	17,875.00	12,025.00	6,175.00	1,625.00											214,060.00
Sewer Const.	24,820.00	19,380.00	13,897.50	8,372.50	2,805.00															69,275.00
Sewer Trt.	107,706.64	103,422.04	97,724.06	92,026.06	85,292.04	78,558.06	71,824.06	64,708.96	57,593.86	50,478.76	43,363.66	36,248.56	29,085.38	21,874.12	14,614.80	7,307.40				961,828.46
Sewer Lines	128,242.96	123,083.68	114,975.48	106,867.30	97,576.98	88,286.64	78,995.94	67,611.04	59,926.14	52,241.24	44,556.34	36,871.44	29,134.62	21,345.88	13,505.20	5,612.60				1,068,833.48
Sewer Lines	120,461.00	115,633.00	108,142.50	101,344.25	94,546.00	87,676.75	77,186.50	71,400.00	64,300.00	57,200.00	50,100.00	43,000.00	35,900.00	28,800.00	21,600.00	14,400.00	7,200.00			1,098,890.00
Swr Const. 1991	121,946.55	116,137.49	110,459.74	105,554.83	101,214.64	96,793.32	92,290.88	85,929.69	78,152.50	70,715.00	63,152.50	55,465.00	47,652.50	39,777.50	31,840.00	23,840.00	16,320.00	9,600.00	3,200.00	1,270,042.14
Conserv. Land	5,354.64	4,436.30	2,218.14																	12,009.08
Sch Roof Repairs	15,740.00	9,540.00	4,520.00	1,300.00																31,100.00
School	37,594.50	28,471.00	22,010.00	15,566.75	9,123.50	275.25														113,041.00
Sch. RMDL Eq 1991	37,464.63	29,199.63	21,892.13	16,565.75	12,258.97	78,715.75	3,404.00	575.00												200,075.86
Water	43,984.50	37,701.00	31,417.50	25,134.00	18,850.50	12,567.00	6,283.50													175,938.00
Wtr Loan 73 Auth	7,125.00																			7,125.00
Wtr Loan 77	9,000.00	4,500.00																		13,500.00
Stand Pipe	2,820.00	1,580.00	480.00																	4,880.00
Wtr Meters 1991	35,057.36	28,577.67	22,410.79	17,115.32	12,333.76	7,462.82	2,502.50													125,460.22
Wtr Rehab 1991	54,157.14	44,442.14	35,196.14	27,256.64	20,087.64	12,784.64	5,347.64	797.64												200,069.80
Wtr Equip 1991	1,087.50	362.50																		1,450.00
New Fire Station	14,130.00	8,550.00	2,880.00																	25,560.00
New Town Hall	180,160.00	133,440.00	86,355.00	38,905.00	7,590.00															446,450.00
New Town Hall	15,523.72	12,377.98	9,902.32	7,426.64	4,950.98	2,475.30														52,656.94
Dept. Equip.	4,992.04																			4,992.04
Cemetery	6,390.00	3,195.00																		9,585.00
Cem. Expands 1991	1,359.38	453.13																		1,812.51
Ambulance 1991	3,485.00	2,035.00	655.00																	6,175.00
TOTALS:	1,078,912.56	902,097.56	741,086.30	603,860.04	492,805.01	483,470.53	349,860.02	297,197.51	261,597.50	230,635.00	201,172.50	171,585.00	141,772.50	1,11,797.50	81,560.00	51,160.00	23,520.00	9,600.00	3,200.00	6,237,699.53

TOWN MEETING WARRANT ACTION COMMITTEE

The following individuals were appointed to the new Town Meeting Warrant Action Committee in compliance with Warrant Article #41 of the 1993 Spring Town Meeting:

By the Board of Selectmen	Selectman Brion Cangiamila
By Town Administration	Asst. Town Administrator Evelyn Haines
By Finance Committee	Brendan Treanor
By Town Moderator	Bernie Hoar & Nancy Smith

The organizational meeting for this new committee was held by Town Clerk, Shirley Schult on July 7, 1993 at 5:30 P.M. in the Town Hall.

With members Evelyn Haines, Bernie Hoar and Nancy Smith present, members Brion Cangiamila and Brendan Treanor absent, the following were elected officers for the committee:

Chairman, Bernie Hoar
Vice-Chairman, Nancy Smith
Secretary, Brendan Treanor (in absentia)

During this meeting, Evelyn Haines provided copies of the minutes of the Spring Town Meeting started on May 4th, the Special Town Meeting held on May 4th & 6th, and the Special Town Meeting held on June 10th. Evelyn Haines provided a report on the status of most of the articles in this meeting. Due to the summer, the next meeting was scheduled for September 15th at 5:00 P.M.

On September 15 the committee met with Chairman Bernie Hoar, Vice-Chairwoman, Nancy Smith and Evelyn Haines present. Brion Cangiamila was absent and Secretary Brendan Treanor had submitted his resignation to the Town Clerk. The Finance Committee appointed Ellen Rawlings as his replacement, who could not attend due to the death of her mother. The committee reviewed all the warrant articles from the Spring Town Meeting and the two Special Town Meetings. The next meeting is to be called by the Chairman Bernie Hoar on completion of the Fall Town Meeting.

As a result of these two meetings, the following report is provided to the Fall Town Meeting.

MAY 4TH SPRING TOWN MEETING

45 ARTICLES:
Dismissed: 10 Articles(1, 3, 12, 17, 18, 19, 20, 30, 44, 45)
Rejected: 2 Articles (5, 42)
Implemented: 25 Articles(2, 4, 6, 7, 8, 9, 10, 11, 15, 21, 22, 23, 24,25,27, 28, 29, 31, 35, 36, 37, 39, 40, 41, 43)
Progressing: 8 Articles:#13 Sewer Collection System;: Bids out late Oct.
#14 Sewer System Local Limits
Study:
Bids out late Oct.
#16 — Contract Engineering
Services:
Quotes requested.
#26 — School Roofs repair.
#32 — Assessment reevaluation.
#33 — 3 Year Plan for Full Access: Town Planner to report at Fall Town
Meeting.
#34 — Health Nurse & Civil Service: needs State Legislature Approval
#38 — Nashua Road Subdivision: Negotiations in process with new
owner.

MAY 4TH SPECIAL TOWN MEETING

11 ARTICLES:
Dismissed: 2 Articles (6, 10)
Rejected: 1 Article (7)
Returned To Committee: 1 Article (11)
Implemented: 3 Articles (1, 8, 9)
Progressing: 4 Articles: #2 — Treble Cove & Nashua
Road
Intersection Land Taking: needs State Legislature approval
#3-Department Equipment:
Ordered & on
receipt old equipment will be traded-in.
#4-Cemetery Development: Bids
opening
September 26th.
#5-Early Retirement: additional positions pending complete re-organization.

JUNE 10TH SPECIAL TOWN MEETING

7 Articles:
Dismissed: 1 Article (5)
Withdrawn: 1 Article (7)
Rejected: 1 Article (6)
Implemented: 2 Articles (1, 2)
Progressing: 2 Articles: #3 Additional Equipment: Ordered 10 pcs., On receipt will trade-in.
#4 Cemetery Development: Opening bids on Sept. 26th.

Respectfully Submitted:

Bernie Hoar, Chairman
Nancy Smith, Vice-Chairwoman
Evelyn Haines, Member

INDEX

GOVERNMENT

Elected Town Officials 4
Boards, Commissions and Committees 7
Town Meeting Members 11
Committee on Rules 15
Town Meeting Reports 16
Fiscal Year '94 Budget 67

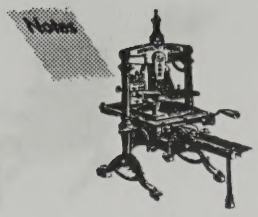
MUNICIPAL

Board of Selectmen and Town Administrator 117
Arts Council 119
Board of Appeals 119
Building Department 120
Cable Advisory Committee 121
Electric Department 121
Board of Assessors 122
Cemetery Department 122
Town Clerk's Department 122
Conservation Commission 124
Council on Aging 125
Development & Industrial Commission 125
Fire Department 126
Board of Health 127
Historic District Commission 128
Historical Commission 129
Housing Authority 130
Industrial Development Finance Authority 130
Museum Committee 131
Northern Middlesex Council of Governments 131
Ombudsman Committee 132
Planning Board 133
Police Department 134
Billerica Public Library 140
Department of Public Works 141
- Engineering Division 142
- Highway Division 142
- Wastewater Division 143
- Tree and Park Division 144
- Water Division 144

Recreation Commission 144
Recycling Committee 146
Board of Registrars 146
Residents' Work Law Committee 147
Rules Committee 147
Sewer Extension Committee 152
Street Acceptance & Discontinuance Committee 153
Lowell Regional Transit Authority 153
Treasurer/Collector 154
Veterans' Service 156
Weights & Measures 157
Town Accountant 157
Town Meeting Warrant Action Committee 173

SCHOOLS

Public Schools 147
Shawsheen Valley Regional Vocational Technical High School 150


Notes

Notes

BILLERICA PUBLIC LIBRARY
3 3934 00165 005 1

For Reference
Not to be taken from this room

MUNICIPAL TELEPHONE NUMBERS

EMERGENCY NUMBERS

POLICE **667-1212**
All other purposes **671-0900**
AMBULANCE **667-1212**
FIRE **663-3433**
All other purposes **671-0941**
POISON CONTROL **1-800-682-9211**

TOWN OFFICES

Appeals Board 671-0964
Assessors Office 671-0971
Billerica Housing Authority 667-2175
Billerica Municipal Employee
Credit Union 667-2434
Building Department
Building Commissioner 671-0959
Plumbing Inspector 671-0960
Wiring Inspector 671-0961
Zoning Officer 671-0959
Cemetery Department Andover Road
Superintendent 671-0946
Secretary's Office 671-0946
Civil Defense 671-0917
Conservation Commission 671-0966
Council on Aging 671-0916
Dog Pound (between 3-4 p.m.) 671-0909
Election and Voter Registration:
Board of Registrars 671-0926
Health Department:
Board of Health 671-0931
Public Health Nurses 671-0932
Milk Inspector 671-0931
Library 671-0948
Parking Clerk 671-0928
Personnel Board 671-0939
Planning Board 671-0962
Public Works Department:
Superintendent 671-0951
Chemist 671-0954
Engineer 671-0955
Highway 671-0952
Sewers 671-0956
Water 671-0954
Water Billing and Treatment 671-0954
Tree and Moth 671-0951
Playground & Recreation 671-0921
School Department:
Administration Building 436-9500
Superintendent 436-9500
Connecting all schools 436-9300
Diston School
Dutile School
Hajjar School
Kennedy School
Locke Middle School
Marshall Middle School
Memorial High School
New Addition
Ice Pavilion
Parker School
Vining School
Shawsheen Valley Tech 667-2111
Sealer of Weights and Measures 272-0721
Selectmen, Town Adm. 671-0942
Sewer Commission 671-0957
State Welfare Office, Middle Street,
Lowell 454-8061
Asst. Tax Collector 671-0920
Town Accountant 671-0922
Town Clerk 671-0924
Certificates: Births, Deaths, Marriage , Uniform Comm. Code
Licenses: dog, Marriages, Hunting, Fishing ,etc. 671-0924
Town Hall Custodian 671-0942
Town Treasurer/Collector 671-0928
Parking Clerk 671-0928
Water Bill Collection 671-0928
Tax Title 671-0928
Veteran's Service 671-0968